

COMMISSION MEETING
ROLL CALL

Thursday, September 7, 1995
Baton Rouge, LA
Wildlife & Fisheries Building

	Attended	Absent
Perry Gisclair (Chairman)	<u>✓</u>	<u>—</u>
Glynn Carver	<u>—</u>	<u>✓</u>
Jeff Schneider	<u>✓</u>	<u>—</u>
Daniel Babin	<u>✓</u>	<u>—</u>
Joseph Cormier	<u>✓</u>	<u>—</u>
Jerald Hanchey	<u>—</u>	<u>✓</u>
Peter Vujnovich	<u>✓</u>	<u>—</u>

Mr. Chairman:

There are 5 Commissioners in attendance and we have a quorum.
Secretary Herring is also present.

LOUISIANA DEPARTMENT OF WILDLIFE AND FISHERIES

BOARD MEETING

SEPTEMBER 7, 1995

**PERRY GISCLAIR
CHAIRMAN**

BATON ROUGE, LOUISIANA

The following constitute minutes of the Commission Meeting
and are not a verbatim transcript of the proceedings.

Tapes of the meetings are kept at the
Louisiana Department of Wildlife and Fisheries
2000 Quail Drive

Baton Rouge, Louisiana 70808

For more information call (504) 765-2806

AGENDA
LOUISIANA WILDLIFE AND FISHERIES COMMISSION
BATON ROUGE, LOUISIANA
SEPTEMBER 7, 1995

	Page
1. Roll Call	1
2. Approval of Minutes of August 9, 1995	1
3. Recognition to the Commission and the Department by the Bayou Bowhunters Association	1
4. Declaration of Emergency - Organized Trail Rides on WMAs	1
5. Rule Ratification - Crawfishing Activities on Sherburne Wildlife Management Area	5
6. Declaration of Emergency Setting the Fur Harvest Dates	8
7. Rule Ratification - Black Bass Regulations - Atchafalaya River Basin and the Lake Verret-Palourde Complex (Discussion of Spotted Bass)	9
8. Rule Ratification - Black Bass Regulations - John K. Kelly-Grand Bayou Reservoir	10
9. Reconsideration of Rules and Regulations in Sabine Lake (HCR 95)	11
10. Spotted Seatrout Season Dates, Declaration of Emergency	12
11. Declaration of Emergency for Re-Setting 1995/96 Oyster Season in Calcasieu Lake and Sabine Lake Tonging Areas	12
12. Enforcement Report/August	14
13. Secretary's Report to the Commission	15
14. Set January 1996 Meeting Date	17
15. Public Comments	17
16. Adjourn	18

MINUTES OF THE MEETING
OF
LOUISIANA WILDLIFE AND FISHERIES COMMISSION

Thursday, September 7, 1995

Chairman Perry Gisclair presiding.

Peter Vujnovich
Joseph B. Cormier
Jeff Schneider
Daniel Babin

Commissioners Glynn Carver and Jerald Hanchey were absent from the meeting.

Secretary Joe L. Herring was also present.

Chairman Gisclair called for a motion for approval of the **August 9, 1995 Commission Minutes**. A motion for approval was made by Commissioner Vujnovich and seconded by Commissioner Babin. The motion passed with no opposition.

The agenda item, **Recognition to the Commission and the Department by the Bayou Bowhunters Association**, was moved to the October meeting due to an error in scheduling months.

A Declaration of Emergency for Organized Trail Rides on WMAs was presented by Mr. Tommy Prickett. A video was reviewed by the Commission about an activity on a Wildlife Management Area and subsequent action taken in the form of a Notice of Intent to prohibit trail rides. Mr. Prickett asked the Commission to implement emergency procedures to put the rule into effect immediately. The staff attorneys suggested implementing the emergency rule after the Wildlife Division learned of an organization possibly holding a trail ride without a permit. Chairman Gisclair asked if the Department has received any comments on the proposed rule? Mr. Prickett stated they have received seven or eight letters opposing the Notice of Intent. In these letters were suggestions of how the Department could work with groups and have a system of rules and regulations that would prevent damage to the Wildlife Management Areas. Mr. Prickett noted the one difference in our WMAs was these areas are bottomland hardwood, wetland sites with sensitive soil. The Department has also received about 12 telephone calls on this topic with half supporting and the other half opposing the proposed rule. Permitted trail rides in the past have violated at least one of the regulations contained in the permits. This proposed rule would not close the trails on the WMAs nor would it prohibit the public from going on the Wildlife Management Areas. Commissioner Schneider asked, if this emergency rule was passed, would it prevent future

conversations with these organizations? Commissioner Babin stated he was appalled with what he saw on the video and asked if all of this was the result of just one event? He then stated he has received a number of calls on this proposed rule.

Commissioner Cormier stated since the Notice of Intent passed, he has been looking into this issue also. This type of activity in south Louisiana has been called horse trail rides with organizations issued permits that contain certain guidelines. Commissioner Cormier announced he would be meeting with the Sheriff's Association and ask for assistance from the deputies in controlling these activities. He then asked for the Department, the Sheriff's office and the different organizations to work together to protect the resources of the state. Secretary Herring stated the concept of what the WMAs are, what the lands were bought for and what it was set up for was being lost. But he further stated, if you allow one organization to come onto the lands, how can you turn down another organization for a different activity? Secretary Herring assured everyone if the private sector felt this type of activity was good business and did not damage the lands, then these people would want this activity on their lands, and thus far no one has come forward. Commissioner Cormier asked how long has this ride been allowed to occur? He then asked why can this issue not be looked at from a business sense as well as protection of the resources? Mr. Prickett stated since permits have been issued over the last 8 years, the Department has been unable to protect the habitat. Commissioner Cormier then asked if this emergency rule would not allow any future conversations or negotiations? Chairman Gisclair then asked for public comments.

Mr. Jim Barrett, affiliated with the Acadiana Dirt Riders and representing Responsible Organized Trail Use, explained how trails have been used on national forests for 16 years with very little environmental damage. His major concern was how the Department refused to deal with organizations and how it would sever any means to educate the public on environmental responsibility. Mr. Barrett provided a copy of permits used on the national forests to the Commissioners. At this point in the meeting, a video from the San Bernardino National Forest Association was shown. Mr. Barrett encouraged the Commission and Department to adopt a program that would properly address this matter. Secretary Herring stated the video was good but an important point was missed. The trail rides in the video was held on a different type of soil than what is in Louisiana. He again stated the trails could be used by the public; the Department just wanted to stop the mass use which caused destruction to the trails on the Wildlife Management Areas.

Mr. Prickett explained how the two missions between the Department and the U.S. Forest Service were very different. The Department has already started a program similar to the background information shown in the video that led to the new trail system on the forest areas. He then stated the organized groups have not

given the Department local support so the regulations could be enforced. Chairman Gisclair asked if the activities shown on the video could occur on the Wildlife Management Areas? Commissioner Cormier stated this rule should not be approached with a closed mind. Chairman Gisclair felt the problem was that the Secretary's authority did not cover from July to December and that an emergency rule should be adopted. Commissioner Schneider made a motion to accept the resolution. Mr. Prickett read the Therefore Be It Resolved portion of the Resolution. Commissioner Vujnovich seconded the motion and it passed with no opposition. Concluding, Commissioner Cormier asked anyone with facts opposing this proposed rule send them to him and the other Commissioners.

(The full text of the Resolution and Declaration of Emergency is made a part of the record.)

RESOLUTION

Department of Wildlife and Fisheries Wildlife and Fisheries Commission

- WHEREAS,** organized trail rides on wildlife management areas are becoming more popular each year, and
- WHEREAS,** this growing popularity has resulted in crowds of up to 3,000 participants using access trails and roads designed for low volume traffic, and
- WHEREAS,** organized trail rides have caused excessive damage to roads and trails, and
- WHEREAS,** organized trail rides have caused environmental damage by destroying trees and vegetation necessary to support wildlife by riding off the designated trails, and
- WHEREAS,** riding off the designated trails has also damaged sensitive wetland soils, and
- WHEREAS,** organized trail rides have resulted in large quantities of litter defacing pristine areas, and
- WHEREAS,** organized events with large number of participants have caused conflicts with other WMA users, and
- WHEREAS,** the use of alcohol and the conduct of some participants are dangerous and expose the state to excessive liability, and
- WHEREAS,** the Wildlife Division does not have adequate staff to effectively police crowds of up to 3,000 people, and

WHEREAS, the mission of the Wildlife Management Area Program is to propagate native wildlife, protect and enhance wildlife habitat, and to provide compatible outdoor recreation, and

WHEREAS, organized trail rides, while recreation, have been determined to be incompatible with this mission, and

WHEREAS, the Wildlife and Fisheries Commission has the responsibility of stewardship for these dedicated wildlife management areas, and the authority to promulgate such rules as necessary to carry out the above stated mission, now

THEREFORE BE IT RESOLVED, that the Louisiana Wildlife and Fisheries Commission does hereby prohibit organized trail rides of all types on wildlife management areas and refuges by Declaration of Emergency, and

BE IT FURTHER RESOLVED, that the Louisiana Wildlife and Fisheries Commission does hereby grant the Secretary the authority to promulgate formal rules that will prohibit trail rides beyond the time span of this Declaration of Emergency.

Perry Gisclair, Chairman
La. Wildlife & Fisheries
Commission

Joe L. Herring, Secretary
La. Department of Wildlife &
Fisheries

DECLARATION OF EMERGENCY

Department of Wildlife and Fisheries
Wildlife and Fisheries Commission

In accordance with the emergency provisions of R.S. 49:953(B) of the Administrative Procedure Act, and under the authority of R.S. 56:109, 115, 752, 754, 763, 782 and 785, the Wildlife and Fisheries Commission hereby finds that an imminent peril to the public welfare exists and accordingly adopts the following emergency rule:

Title 76

WILDLIFE AND FISHERIES

Part III. State Game and Fish Preserves and Sanctuaries

Chapter 1. Responsibilities, Duties and Regulations

§109. Trail Rides on WMAs

A. Organized trail rides are not consistent with the purpose and operations of Wildlife Management Areas or Refuges owned by the Department of Wildlife and Fisheries and/or State of Louisiana and shall not be permitted. No special permits or exemptions to existing rules shall be issued by the Department for organized trail rides on Wildlife Management Areas or Refuges managed by the Department under lease from other parties.

B. For the purposes of this rule, an Organized Trail Ride shall include but not be limited to:

1. Any gathering where participants tender a fee or donation to any entity other than the Department to participate in a group activity such as all terrain vehicle riding, horseback riding, or wagon riding; or

2. Any event whose primary purpose is the use of trails that is advertised in any way to attract participants; or

3. Any event involving the use of trails at which there are vendors selling commodities whether such commodities are sold for profit or not; or

4. Any organized event or gathering of individuals involving any manner of conveyance or conveyances to be used on the WMA that causes excessive damage to roads, trails, or to the habitat.

AUTHORITY NOTE: Promulgated in accordance with R.S. 56:109, 115, 752, 754, 763, 782 and 785.

HISTORICAL NOTE: Promulgated by the Department of Wildlife and Fisheries, Wildlife and Fisheries Commission, LR 21: .

The Commission finds that organized trail rides on the Department's Wildlife Management Areas will negatively impact wildlife habitat associated with the areas, disturb wildlife, contribute significantly to the deterioration of existing roads, increase user conflicts and cause sufficient environmental damages to warrant such action. The Department will take the necessary steps to establish a permanent rule pertaining to organized trail rides on Wildlife Management Areas.

Perry Gisclair
Chairman

Rule Ratification for Crawfishing Activities on Sherburne Wildlife Management Area was also handled by Mr. Tommy Prickett. During the spring, a proposed rule was promulgated that would allow commercial and recreational crawfishing on the east side of the Sherburne Wildlife Management Area. A permitting system has been established that would allow the fishermen to crawfish and not damage the habitat and impoundment features. No public comments

have been received and no permits have been issued as of yet. Mr. Prickett asked the Commission to ratify the rule. Commissioner Babin made a motion to accept the Rule and was seconded by Commissioner Cormier. This motion passed with no opposition.

(The full text of the Rule is made a part of the record.)

RULE

Department of Wildlife and Fisheries Wildlife and Fisheries Commission

The Wildlife and Fisheries Commission does hereby promulgate a rule governing both recreational and commercial crawfishing on agricultural lands within the Sherburne Wildlife Management Area.

Title 76

WILDLIFE AND FISHERIES

Part VII. Fish and Other Aquatic Life

Chapter 1. Freshwater Sport and Commercial Fishing

§177. Crawfishing on Agricultural Lands Within Sherburne WMA

The Department of Wildlife and Fisheries manages as part of Sherburne Wildlife Management Area, two agriculture units owned in fee title by the U. S. Army Corps of Engineers. These two tracts are located on the eastern portion of the Wildlife Management Area, near Ramah. Extensive land development in the form of levee impoundments, water control structures, and reforestation is planned on both of these farms to manage favorable habitat for wildlife. Due to the high interest in crawfish harvesting on the above mentioned farms, the following measures will be put in place and enforced to:

1. Minimize disturbance to wildlife;
2. Protect present and future reforestation efforts;
3. Prevent damage to impoundment features;
4. Allow utilization of crawfish resources for both recreational and commercial interests in a manner to avoid user conflicts.

Persons wishing to harvest crawfish on these farms will be required to obtain a permit from the Department of Wildlife and Fisheries. Each commercial harvester is assessed a \$50 administrative fee and is allowed one helper. Permittee must be

present to run traps. All persons harvesting crawfish recreationally from the ages of 16-59 years old must possess either a fishing license, hunting license, or a Wild Louisiana Stamp. Recreational harvesters are limited to 100 pounds per boat per day. All crawfish harvesting will be allowed only between the hours of 1/2 hour before sunrise to 1/2 hour after sunset. Violation of any restrictions which apply to this permit will result in the permit being canceled in addition to any citations issued for the offense. The production and harvest of crawfish is incidental to water levels maintained to manage for wildlife species. Water levels will not be maintained solely for crawfish harvesting, nor is there any assurance that the water levels controlled for wildlife will yield crawfish. Guidelines are as follows:

North Farm: Acreage on this farm totals 800 acres. The entire farm will be impounded for waterfowl management. The eastern one-third of the property (289.7 acres) will continue to be farmed. If water conditions preclude farming operations, crawfishing activities will be restricted to watercraft without a motor. The remaining uncropped acreage (410.7 acres) will be open to crawfishing April 1 to July 31. No watercraft with a motor will be allowed. Entry into ponds for crawfishing will be at designated points only (contact the Opelousas office for maps).

South Farm: Acreage on this farm totals 1,600 acres. This farm is divided into 4 units as follows.

Unit 1 - Closed to crawfishing - Reforestation areas will be off limits to all crawfish harvesting activities to protect tree seedlings.

Unit 2 - Crawfishing permitted - Watercraft with motor will be allowed in this unit.

Unit 3 - Crawfishing permitted - No watercraft with a motor will be allowed in this unit for the protection of waterfowl impoundment features.

Unit 4 - Crawfishing permitted - Watercraft with a motor will be allowed in this unit.

Entry into all units of south farm is at designated points only, crawfishing harvesting permitted from April 1 to July 31 (contact the Opelousas office for maps).

SPECIAL USE PERMIT

SHERBURNE WILDLIFE MANAGEMENT AREA

Name _____
Address _____
Phone _____ Driver's License No. _____ DOB _____

PERIOD OF USE: From _____, 19__ To _____, 19__

Description: Contact the Opelousas office for maps.

Special Conditions:

- 1 - Crawfish harvesting allowed from April 1 to July 31 only.
- 2 - Motorized watercraft allowed in designated areas only.
- 3 - Entry into farm at designated points only.
- 4 - Crawfish harvesting only between 1/2 hour before sunrise to 1/2 hour after sunset.
- 5 - Recreational harvesting limited to 100 pounds live crawfish per boat per day. All recreational harvesters from the ages of 16-59 must possess either a fishing license, hunting license, or Wild Louisiana Stamp.
- 6 - Commercial harvesters are assessed a \$50 administrative fee and each permittee is allowed one helper. Permittee must be present to run traps.
- 7 - By signing this permit, permittee agrees to abide by all special regulations. Any violation of WMA rules and regulations will result in cancellation of permit.
- 8 - The production and harvest of crawfish is incidental to water levels maintained to manage for a diversity of wildlife species. Water levels will not be maintained solely for crawfish production and/or harvesting, nor is there any assurance that the water levels controlled for wildlife will yield crawfish.

9 - _____ Recreational
_____ Commercial Paid _____

Permit # _____ Signature: _____
Date: _____

Authority Note: Promulgated in accordance with R.S. 56:109 and R.S. 56:761.

Historical Note: Promulgated by the Department of Wildlife and Fisheries, Wildlife and Fisheries Commission LR 21: (September 1995).

Perry Gisclair
Chairman

Declaration of Emergency Setting the Fur Harvest Dates was handled by Mr. James Manning. The Fur and Alligator Advisory Council received input on this item from Department staff at their monthly meeting. Last year the north and south zones were deleted in order to streamline the harvest of furbearers. Comments have been received from dealers to extend the season. A general consensus reached at that meeting was to recommend to the Commission a statewide season to open November 20, 1995 and close March 20, 1996. Hearing no comments, Commissioner Cormier made a motion to accept the Declaration of Emergency. Commissioner Vujnovich seconded the motion and it passed with no opposition.

(The full text of the Declaration of Emergency is made a part of the record.)

DECLARATION OF EMERGENCY

Department of Wildlife and Fisheries
Wildlife and Fisheries Commission

In accordance with the emergency provisions of R.S. 49:953(B) of the Administrative Procedure Act, and R.S. 49:967(D) which provides that the Wildlife and Fisheries Commission use emergency procedures to set the 1995-96 fur harvest season statewide from November 20, 1995 through March 20, 1996. Authority to extend or shorten the adopted season by the Secretary is hereby authorized by the Wildlife and Fisheries Commission.

Perry Gisclair
Chairman

Mr. Bennie Fontenot handled the Rule Ratification for **Black Bass Regulations - Atchafalaya River Basin and the Lake Verret-Palourde Complex**. This rule would extend the 14 inch minimum size limit on black bass in the Atchafalaya Basin for another two years. The extension would give the Department a once-in-a-lifetime opportunity to follow the 1993 year class to see if they reach the 14 inch size in significant numbers. The populations for black bass have rebounded in the Basin. The extension would carry this size limit until September 30, 1997. Mr. Fontenot noted Mr. Terry Melancon with the East Ascension Sportsman's League had questions on keeping the spotted bass included with the extension. He informed the Commission the spotted bass does not get as big as the largemouth bass but this species could not be excluded because the Notice of Intent was advertised as black bass. Chairman Gisclair stated this item was discussed at the May meeting. He then asked for public comments. Commissioner Schneider made a motion to ratify the rule. Commissioner Cormier seconded the motion and it passed with no opposition.

Mr. Gary Risponse stated he was originally opposed to the proposed rule but after talking with several people he was glad the rule passed. He recommended the Department educate the public on this bass plan. If after two years there is a management plan, have it based on biological data and not on political rhetoric, stated Mr. Risponse. He also recommended having a bass stamp for additional funds to help the biologists and enforcement agents do their jobs.

Mr. Terry Melancon, East Ascension Sportsmen's League, stated that after talking with the biologists and enforcement staff, the spotted bass would not get over the 14 inch minimum length. He then asked the Commission to exempt the spotted bass from the 14

inch regulation. Chairman Gisclair stated this would have been too much of a change to make at this time but it would be put on the agenda at a later date.

(The full text of the Rule is made a part of the record.)

RULE

Department of Wildlife and Fisheries Wildlife and Fisheries Commission

The Wildlife and Fisheries Commission hereby amends a rule for black bass size regulations in the Atchafalaya Basin and the Lake Verret Area.

Title 76

Wildlife and Fisheries

Part VII. Fish and Other Aquatic Life

Chapter 1. Freshwater Sport and Commercial Fishing

§165. Black Bass Regulations - Atchafalaya Basin-Lake Verret Area

It shall be unlawful to take or possess, while on the water or while fishing in the water, black bass less than 14 inches in total length in the area south of U.S. 190 from the West Atchafalaya Basin Protection Levee to the intersection of LA 1 and U.S. 190 due north of Port Allen, east of the West Atchafalaya Basin Protection Levee from U.S. 190 to U.S. 90, north of U.S. 90 from the West Atchafalaya Basin Protection Levee to LA 20, north and west of LA 20 from U.S. 90 to LA 1 in Thibodaux, south and west of LA 1 from LA 20 to U.S. 190. This rule will expire at midnight, September 30, 1997.

AUTHORITY NOTE: Promulgated in accordance with R.S. 56:326.3.

HISTORICAL NOTE: Promulgated by the Department of Wildlife and Fisheries, Wildlife and Fisheries Commission, LR 19:361 (March 1993), amended LR 21: (September 1995).

**Perry Gisclair
Chairman**

Mr. Bennie Fontenot also handled the Rule Ratification for Black Bass Regulations - John K. Kelly-Grand Bayou Reservoir. This rule would close the harvest of black bass in a new reservoir for a two year period. This request was made by the Grand Bayou Lake Commission in order to protect 100 brood Florida bass stocked by the Department. The lake has only 10 percent of the water in it as of now. The recommendation was to close the lake to black bass

fishing until May 31, 1997. Commissioner Babin made a motion to accept the rule and was seconded by Commissioner Cormier. The motion passed unanimously.

(The full text of the Rule is made a part of the record.)

RULE

Department of Wildlife and Fisheries Wildlife & Fisheries Commission

The Wildlife and Fisheries Commission hereby establishes a rule for possession of black bass in John K. Kelly-Grand Bayou Reservoir.

Title 76

WILDLIFE AND FISHERIES

Part VII. Fish and Other Aquatic Life

Chapter 1. Freshwater Sport and Commercial Fishing

§179. Black Bass Regulations - John K. Kelly-Grand Bayou Reservoir

It shall be unlawful to retain or possess black bass (Micropterus spp.) in John K. Kelly-Grand Bayou Reservoir located in Red River Parish. This rule will expire at midnight, May 31, 1997.

AUTHORITY NOTE: Promulgated in accordance with R.S. 56:326.3.

HISTORICAL NOTE: Promulgated by the Department of Wildlife and Fisheries, Wildlife and Fisheries Commission, LR 21: (September 1995).

Perry Gisclair
Chairman

Reconsideration of Rules and Regulations in Sabine Lake (HCR 95) began with Mr. Brandt Savoie reminding the Commissioners of an emergency rule passed at the last meeting based on an emergency rule established in 1994. Representative Randy Roach sent a letter asking for rules to be established more in line with House Concurrent Resolution 95. The Department was still not in a position to do exactly as stated in the Resolution. Mr. Savoie suggested the Commission give the Secretary authority to change the rules so they are more in line with Representative Roach's request. Chairman Gisclair stated he had pictures, a letter and a petition sent by Representative Roach and felt it was something that should be reviewed. Mr. Savoie reported the Lake Charles office observed 70 traps in the lake on the second day of the season. The

enforcement agents wrote tickets for the traps as well as told fishermen to remove the traps. However, the agents did not encounter any trawlers on the lake on the second day. Mr. Savoie stated the staff wanted to go meet with the people from the area and the enforcement agents to get additional information on the happenings in the lake. Chairman Gisclair asked if the House Concurrent Resolution wanted the traps out for two weeks and which lake had the 14 day prohibition last year? Then Chairman Gisclair asked why did enforcement not pick up the traps that were in the lake? Commissioner Schneider asked if a Concurrent Resolution could be ignored or should be followed if the Commission wanted and what problems were being looked at with the Concurrent Resolution? Mr. Savoie felt the enforcement of traps that were to be 50 yards apart could not be done as well as putting a one mile ban around the lake. Chairman Gisclair read a portion of Representative Roach's letter and asked Lt. Col. Clark if traps left in the lake were picked up after the season began. Commissioner Babin stated if there was a problem with crab traps in Sabine Lake and there was a need to enforce a 50 yard limit, this could become a nightmare everywhere. Chairman Gisclair suggested rehashing this matter with Representative Roach and the fishermen in the area. Mr. Savoie again asked the Commission to give the Secretary authority to act on their behalf if possible rules were agreed upon. Chairman Gisclair then stated there would be no action taken on this matter.

Mr. Mike Landrum recommended the **Spotted Seatrout Season Dates, Declaration of Emergency** be removed from the agenda. Since a temporary restraining order on Act 1316 no longer existed, there was no problem. Chairman Gisclair asked for an update on Act 1316. Mr. Landrum stated a temporary restraining order was enacted to prohibit the implementation of Act 1316. A hearing was held and the court denied a preliminary injunction and resulted in the Department implementing Act 1316. The rules passed by the Commission at its Special Meeting went into effect at the time the injunction was lifted.

A **Declaration of Emergency for Re-Setting 1995/96 Oyster Season in Calcasieu Lake and Sabine Lake Tonging Areas** was handled by Mr. Ron Dugas. He asked for the Commission to consider an earlier opening date for the oyster tonging season in Calcasieu Lake. There was no biological problem with this request, stated Mr. Dugas. After discussing the possible dates, it was felt the season should open on October 16, 1995. Commissioner Vujnovich stated he had no problem with this reconsideration and made a motion to accept the Resolution and Declaration of Emergency. Mr. Dugas read the **Therefore Be It Resolved** portion of the Resolution. Commissioner Cormier seconded the motion and it passed with no opposition.

Commissioner Vujnovich then stated, on behalf of Louisiana Dredging Company, that Mr. Dugas has been responsible for the planting of \$12 million worth of shell and depositing 556,000 cubic

yards and without these plants, the success of the Louisiana oyster industry would not be what it is today. He then presented a plaque to Mr. Dugas. Mr. Dugas accepted the plaque on behalf of all the people that helped with the planting of the shell over the last 25 years.

(The full text of the Resolution and Declaration of Emergency is made a part of the record.)

RESOLUTION

Re-Establishing the 1995/96 Oyster Season on
Calcasieu Lake and Sabine Lake Tonging Areas
Adopted by the
Louisiana Wildlife and Fisheries Commission
September 7, 1995

WHEREAS, R.S. 56:435.1(G) provides for the oyster season on Calcasieu Lake and Sabine Lake tonging areas, and

WHEREAS, the oyster resources on these reefs have been surveyed and the available supply and size variation are substantial, and

WHEREAS, several fishermen have expressed a desire to fish early and have an available market, and

WHEREAS, the large remaining supply of oysters is the result of the health closure in November of 1994, and

THEREFORE BE IT RESOLVED, that the oyster season for Calcasieu Lake and Sabine Lake tonging areas has been reset to open one-half hour before sunrise on October 16, 1995 and will remain open until one-half hour after sunset on March 1, 1996 with the Secretary having the authority to extend to compensate for the health closure days, and

BE IT FURTHER RESOLVED, that the Secretary will also have the authority to take emergency action to reopen areas previously closed if the threat to the resource has ended, and

BE IT FURTHER RESOLVED, that the Secretary of the Department of Wildlife and Fisheries is authorized to take emergency action, if necessary, to close areas if oyster mortalities are occurring or to delay the season or close areas where significant spat catch has occurred with good probability of survival, and

BE IT FURTHER RESOLVED, notice of any opening, delaying or closing of a season will be made by public notice at least 72 hours prior to such action.

Perry Gisclair, Chairman
La. Wildlife & Fisheries
Commission

Joe L. Herring, Secretary
La. Department of Wildlife &
Fisheries

DECLARATION OF EMERGENCY

Department of Wildlife and Fisheries
Wildlife and Fisheries Commission

In accordance with the emergency provisions of the Administrative Procedure Act, R.S. 49:953(B) and 967, and under the authority of R.S. 56:433 and R.S. 56:435.1, notice is hereby given that the Secretary of the Department of Wildlife and Fisheries and the Wildlife and Fisheries Commission hereby declare:

1. The Calcasieu and Sabine Lake tonging area will open one-half hour before sunrise on October 16, 1995 and remain open until one-half hour after sunset on March 1, 1996 with the Secretary having the authority to extend to compensate for the health closure days.

2. The Secretary is authorized to take emergency action to reopen areas previously closed if the threat to the resource subsides.

3. The Secretary of the Department of Wildlife and Fisheries is authorized to take emergency action if necessary, to close areas if oyster mortalities are occurring or to delay the season or close areas where significant spat catch has occurred with good probability of survival.

4. Notice of any opening, delaying or closing of a season will be made by public notice at least 72 hours prior to such action.

Perry Gisclair
Chairman

The Monthly Law Enforcement Report for August was given by Lt. Col. Charlie Clark. The following numbers of citations were issued during the month of August.

Region I - Minden - 46 citations.

Region II - Monroe - 59 citations.

Region III - Alexandria - 55 citations.

Region IV - Ferriday - 44 citations.
Region V - Lake Charles - 221 citations.
Region VI - Opelousas - 139 citations.
Region VII - Baton Rouge - 136 citations.
Region VIII - New Orleans - 287 citations.
Region IX - Thibodaux - 112 citations.
Offshore Boats (SWEP) - 36 citations.
Oyster Strike Force - 49 citations.
Statewide Strike Force - 77 citations.

The grand total of citations issued statewide for the month of August was 1,259.

Commissioner Schneider stated that when the mussel program began, the Commission was told it would be self-regulating, and asked if this worked out? Then Commissioner Schneider asked if the fishermen were required to report where they are working? Also he asked if the fishermen were putting undersized mussels back as they were found? Commissioner Babin asked about the enforcement of the 1 1/2 inch mesh law and the education of the agents on this law?

The **Secretary's Report** to the Commission was given by Secretary Herring. He began stating favorable comments have been received on the upcoming duck season and being allowed to hunt for 50 days with a five bird bag limit. An increased interest in leasing land has developed because of these new options. Secretary Herring then reviewed the events that occurred before last year's duck hunting season.

During the 1995 legislative session, a charter boat license passed charging \$250 for resident boats that carry 6 or less people and \$500 for resident boats carrying more than 6 people. The non-resident license fee was \$1,000 for boats carrying 6 or less people and \$2,000 for those carrying more than 6 people. The Department has received quite a number of phone calls from Mississippi legislators, the Department of Wildlife and Fisheries and the Attorney General. A meeting has been planned with the Mississippi people for November to hopefully resolve this problem. When the final date was set, Secretary Herring stated the Commissioners would be notified.

Mr. Bob Odom, Commissioner of Agriculture and Forestry, has contacted the Department about the sweet potato weevil. The use of these weevils around deer stands was a concern since a lot of the

parishes in the State are sweet potato weevil free certified and the movement of these shavings from parish to parish could spread the weevil.

Last year was the first year for leasing lands for public dove hunting. The Wildlife Division was responsible for checking the fields to make sure there were doves on the land. Last year's program was very successful and this year it was expected to be successful. There was one less land owner participating this year but there were 450 more acres than last year.

The 16 southeastern states have participated in several study groups, among these are the deer study group and turkey study group, which have proven to be successful. Due to a problem with quail, the directors from the 16 states voted to establish a Quail Study Group. This study group held its first meeting in South Carolina with department staff participating.

The Fur and Alligator Council has been concerned with the drop in fur interest. The market for soft furs has not been as lucrative as it should especially in the European countries. The younger generation does not have the capital to hold the furs until the manufacturers are ready to buy them. No buyers to hold the furs is what is hurting the industry. The Council was trying to enlist land owners along the coast and develop a cooperative agreement to hold the furs.

Two offshore oil rigs were placed in the South Timbalier area and were donated by C & G Petroleum and Conoco. Personnel were meeting with the National Guard, legislators and others in getting armored personnel carriers to be placed as artificial reefs. September 19 is the projected date to place these carriers.

The Inland Fisheries Division has been conducting a study on cormorants. A lot of background research has been done as well as food habit studies and other things to see the effect these birds are having. Interest with this study was coming from catfish farmers and fishermen from the Toledo Bend area.

Secretary Herring felt the mussel project was a good project and could produce revenue for the Department as well as being a small business for individuals. The season was closed during August so the rules could be reviewed and repromulgated if necessary. Since the inception of the rules for the harvest of mussels and the publicity from this new industry, more people have become interested in this industry. Secretary Herring did state there were problems that developed and hoped to get the regulations back in line so everyone can benefit.

A bass was caught on Lake Chicot that weighed 13.2 pounds.

The construction on the Fowler Fish Hatchery was going real well and would be a show place and tourist attraction when finished for that area.

The Lacombe Fish Hatchery flooded and resulted in Bayou Lacombe being stocked with approximately half a million Florida bass. The hatchery experienced a lot of damage due to the flooding and the renovations were almost complete.

A Federal Fish Hatchery gave the Department 488,000 catfish and redear sunfish that were stocked in three lakes in Louisiana.

Six fish kills occurred during August and staff worked with the Department of Environmental Quality. All of the problems were dissolved oxygen except for the kill on Catahoula Lake which was due to the water being let out too fast.

The Aquatic Plant Section sprayed 4,383 acres and repaired 19 public boat ramps throughout the State.

The Department hoped to receive a donation from the Society of Petroleum Engineers which sponsored a sporting clay tournament. The donation would go to wildlife work.

The Merchandising Program of the Information & Education Division was going good. This program included selling posters, charts and coastal maps.

Thirteen different educational courses were conducted during the month with 120 classes given and 9,984 students participating. Marsh Maneuvers, another good program, hosted 67 students at the Marine Lab and was very successful.

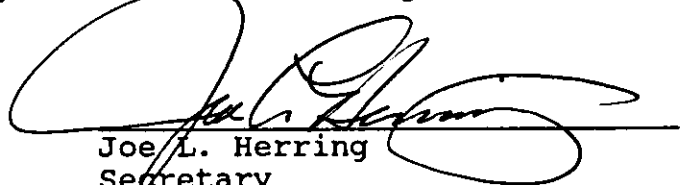
Commissioner Vujnovich made a motion to hold the January 1996 Meeting on Thursday, January 4, 1996 in the Baton Rouge office, beginning at 10:00 a.m. This motion was seconded by Commissioner Cormier and passed with no opposition.

Chairman Gisclair then asked for Public Comments. An unidentified speaker, representing the Louisiana Motorcycle and Marine Dealers Association, stated he hoped the Commission would not rule out possibilities for organized rides in the future.

Chairman Gisclair stated he had some friends that went hunting out-of-state and when they got there, they could not hunt because they did not have a Hunter's Certification Card. He asked if the Department was addressing this and how many other states require certification? Secretary Herring stated most states do have a Hunter Certification Program. The young children of Louisiana do take the course in order to get a hunting license, but adults are required to take the course before going hunting out-of-state. A News Release was sent out each year listing the different times and

locations for this course. Chairman Gisclair asked if the course was the same for both children and adults? Mr. Maurice Cockerham stated it was the same and only two states do not require hunter certification for non-resident hunters.

There being no further business, Commissioner Cormier made a motion to Adjourn the meeting and was seconded by Commissioner Babin.



Joe L. Herring
Secretary

JLH:sch

Draft
Corrections made
9/28/95

MINUTES OF THE MEETING

OF

LOUISIANA WILDLIFE AND FISHERIES COMMISSION

Thursday, September 7, 1995

Chairman Perry Gisclair presiding.

Peter Vujnovich
Joseph B. Cormier
Jeff Schneider
Daniel Babin

Commissioners Glynn Carver and Jerald Hanchey were absent from the meeting.

Secretary Joe L. Herring was also present.

Chairman Gisclair called for a motion for approval of the **August 9, 1995 Commission Minutes**. A motion for approval was made by Commissioner Vujnovich and seconded by Commissioner Babin. The motion passed with no opposition.

The agenda item, **Recognition to the Commission and the Department by the Bayou Bowhunters Association**, was moved to the October meeting due to an error in scheduling months.

A Declaration of Emergency for **Organized Trail Rides on WMAs** was presented by Mr. Tommy Prickett. A video was reviewed by the Commission about an activity on a Wildlife Management Area and subsequent action taken in the form of a Notice of Intent to prohibit trail rides. Mr. Prickett asked the Commission to implement emergency procedures to put the rule into effect immediately. The staff attorneys suggested implementing the emergency rule after the Wildlife Division learned of an organization possibly holding a trail ride without a permit. Chairman Gisclair asked if the Department has received any comments on the proposed rule? Mr. Prickett stated they have received seven or eight letters opposing the Notice of Intent. In these letters were suggestions of how the Department could work with groups and have a system of rules and regulations that would prevent damage to the Wildlife Management Areas. Mr. Prickett noted the one difference in our WMAs was these areas are bottomland hardwood, wetland sites with sensitive soil. The Department has also received about 12 telephone calls on this topic with half supporting and the other half opposing the proposed rule. Permitted trail rides in the past have violated at least one of the regulations contained in the permits. This proposed rule would not close the trails on the WMAs nor would it prohibit the public from going on the Wildlife Management Areas. Commissioner Schneider asked, if this emergency rule was passed, would it prevent future

conversations with these organizations? Commissioner Babin stated he was appalled with what he saw on the video and asked if all of this was the result of just one event? He then stated he has received a number of calls on this proposed rule.

Commissioner Cormier stated since the Notice of Intent passed, he has been looking into this issue also. This type of activity in south Louisiana has been called horse trail rides with organizations issued permits that contain certain guidelines. Commissioner Cormier announced he would be meeting with the Sheriff's Association and ask for assistance from the deputies in controlling these activities. He then asked for the Department, ~~the Sheriff's office and the different organizations~~ ^{to} work together to protect the resources of the state. Secretary Herring stated ^{WAS} ~~the concept of what the WMAs are, what the lands were bought for and what it was set up for~~ ~~were~~ being lost. But he further stated, if you allow one organization to come onto the lands, how can you turn down another organization for a different activity? Secretary Herring assured everyone if the private sector felt this type of activity was good business and did not damage the lands, then these people would want this activity on their lands, and thus far no one has come forward. Commissioner Cormier asked how long has this ride been allowed to occur? He then asked why can ~~not~~ ^{NOT} this issue be looked at from a business sense as well as protection of the resources? Mr. Prickett stated since permits have been issued over the last 8 years, the Department has been unable to protect the habitat. Commissioner Cormier then asked if this emergency rule would not allow any future conversations or negotiations? Chairman Gisclair then asked for public comments. ⁶

Mr. Jim Barrett, affiliated with the Acadiana Dirt Riders and representing Responsible Organized Trail Use, explained how trails have been used on national forests for 16 years with very little environmental damage. His major concern was how the Department refused to deal with organizations and how it would sever any means to educate the public on environmental responsibility. Mr. Barrett provided a copy of permits used on the national forests to the Commissioners. At this point in the meeting, a video from the San Bernardino National Forest Association was shown. Mr. Barrett encouraged the Commission and Department to adopt a program that would properly address this matter. Secretary Herring stated the video was good but an important point was missed. The trail rides in the video was held on a different type of soil than what is in Louisiana. He again stated the trails could be used by the public; the Department just wanted to stop the mass use which caused destruction to the trails on the Wildlife Management Areas.

Mr. Prickett explained how the two missions between the Department and the U.S. Forest Service were very different. The Department has already started a program similar to the background information shown in the video that led to the new trail system on the forest areas. He then stated the organized groups have not

given the Department local support so the regulations could be enforced. Chairman Gisclair asked if the activities shown on the video could occur on the Wildlife Management Areas? Commissioner Cormier stated this rule should not be approached with a closed *that* mind. Chairman Gisclair felt the problem was *should* the Secretary's authority did not cover from July to December and that an emergency rule be adopted. Commissioner Schneider made a motion to accept the resolution. Mr. Prickett read the Therefore Be It Resolved portion of the Resolution. Commissioner Vujnovich seconded the motion and it passed with no opposition. Concluding, Commissioner Cormier asked *for* anyone with facts opposing this proposed rule send them to him and the other Commissioners.

(The full text of the Resolution and Declaration of Emergency is made a part of the record.)

RESOLUTION

Department of Wildlife and Fisheries Wildlife and Fisheries Commission

- WHEREAS,** organized trail rides on wildlife management areas are becoming more popular each year, and
- WHEREAS,** this growing popularity has resulted in crowds of up to 3,000 participants using access trails and roads designed for low volume traffic, and
- WHEREAS,** organized trail rides have caused excessive damage to roads and trails, and
- WHEREAS,** organized trail rides have caused environmental damage by destroying trees and vegetation necessary to support wildlife by riding off the designated trails, and
- WHEREAS,** riding off the designated trails has also damaged sensitive wetland soils, and
- WHEREAS,** organized trail rides have resulted in large quantities of litter defacing pristine areas, and
- WHEREAS,** organized events with large number of participants have caused conflicts with other WMA users, and
- WHEREAS,** the use of alcohol and the conduct of some participants are dangerous and expose the state to excessive liability, and
- WHEREAS,** the Wildlife Division does not have adequate staff to effectively police crowds of up to 3,000 people, and

WHEREAS, the mission of the Wildlife Management Area Program is to propagate native wildlife, protect and enhance wildlife habitat, and to provide compatible outdoor recreation, and

WHEREAS, organized trail rides, while recreation, have been determined to be incompatible with this mission, and

WHEREAS, the Wildlife and Fisheries Commission has the responsibility of stewardship for these dedicated wildlife management areas, and the authority to promulgate such rules as necessary to carry out the above stated mission, now

THEREFORE BE IT RESOLVED, that the Louisiana Wildlife and Fisheries Commission does hereby prohibit organized trail rides of all types on wildlife management areas and refuges by Declaration of Emergency, and

BE IT FURTHER RESOLVED, that the Louisiana Wildlife and Fisheries Commission does hereby grant the Secretary the authority to promulgate formal rules that will prohibit trail rides beyond the time span of this Declaration of Emergency.

Perry Gisclair, Chairman
La. Wildlife & Fisheries
Commission

Joe L. Herring, Secretary
La. Department of Wildlife &
Fisheries

DECLARATION OF EMERGENCY

Department of Wildlife and Fisheries
Wildlife and Fisheries Commission

In accordance with the emergency provisions of R.S. 49:953(B) of the Administrative Procedure Act, and under the authority of R.S. 56:109, 115, 752, 754, 763, 782 and 785, the Wildlife and Fisheries Commission hereby finds that an imminent peril to the public welfare exists and accordingly adopts the following emergency rule:

Title 76

WILDLIFE AND FISHERIES

Part III. State Game and Fish Preserves and Sanctuaries

Chapter 1. Responsibilities, Duties and Regulations

§109. Trail Rides on WMAs

A. Organized trail rides are not consistent with the purpose and operations of Wildlife Management Areas or Refuges owned by the Department of Wildlife and Fisheries and/or State of Louisiana and shall not be permitted. No special permits or exemptions to existing rules shall be issued by the Department for organized trail rides on Wildlife Management Areas or Refuges managed by the Department under lease from other parties.

B. For the purposes of this rule, an Organized Trail Ride shall include but not be limited to:

1. Any gathering where participants tender a fee or donation to any entity other than the Department to participate in a group activity such as all terrain vehicle riding, horseback riding, or wagon riding; or

2. Any event whose primary purpose is the use of trails that is advertised in any way to attract participants; or

3. Any event involving the use of trails at which there are vendors selling commodities whether such commodities are sold for profit or not; or

4. Any organized event or gathering of individuals involving any manner of conveyance or conveyances to be used on the WMA that causes excessive damage to roads, trails, or to the habitat.

AUTHORITY NOTE: Promulgated in accordance with R.S. 56:109, 115, 752, 754, 763, 782 and 785.

HISTORICAL NOTE: Promulgated by the Department of Wildlife and Fisheries, Wildlife and Fisheries Commission, LR 21: .

The Commission finds that organized trail rides on the Department's Wildlife Management Areas will negatively impact wildlife habitat associated with the areas, disturb wildlife, contribute significantly to the deterioration of existing roads, increase user conflicts and cause sufficient environmental damages to warrant such action. The Department will take the necessary steps to establish a permanent rule pertaining to organized trail rides on Wildlife Management Areas.

Perry Gisclair
Chairman

Rule Ratification for **Crawfishing Activities on Sherburne Wildlife Management Area** was also handled by Mr. Tommy Prickett. During the spring, a proposed rule was promulgated that would allow commercial and recreational crawfishing on the east side of the Sherburne Wildlife Management Area. A permitting system has been established that would allow the fishermen to crawfish and not damage the habitat and impoundment features. No public comments

have been received and no permits have been issued as of yet. Mr. Prickett asked the Commission to ratify the rule. Commissioner Babin made a motion to accept the Rule and was seconded by Commissioner Cormier. This motion passed with no opposition.

(The full text of the Rule is made a part of the record.)

RULE

Department of Wildlife and Fisheries Wildlife and Fisheries Commission

The Wildlife and Fisheries Commission does hereby promulgate a rule governing both recreational and commercial crawfishing on agricultural lands within the Sherburne Wildlife Management Area.

Title 76

WILDLIFE AND FISHERIES

Part VII. Fish and Other Aquatic Life

Chapter 1. Freshwater Sport and Commercial Fishing

§177. Crawfishing on Agricultural Lands Within Sherburne WMA

The Department of Wildlife and Fisheries manages as part of Sherburne Wildlife Management Area, two agriculture units owned in fee title by the U. S. Army Corps of Engineers. These two tracts are located on the eastern portion of the Wildlife Management Area, near Ramah. Extensive land development in the form of levee impoundments, water control structures, and reforestation is planned on both of these farms to manage favorable habitat for wildlife. Due to the high interest in crawfish harvesting on the above mentioned farms, the following measures will be put in place and enforced to:

1. Minimize disturbance to wildlife;
2. Protect present and future reforestation efforts;
3. Prevent damage to impoundment features;
4. Allow utilization of crawfish resources for both recreational and commercial interests in a manner to avoid user conflicts.

Persons wishing to harvest crawfish on these farms will be required to obtain a permit from the Department of Wildlife and Fisheries. Each commercial harvester is assessed a \$50 administrative fee and is allowed one helper. Permittee must be

present to run traps. All persons harvesting crawfish recreationally from the ages of 16-59 years old must possess either a fishing license, hunting license, or a Wild Louisiana Stamp. Recreational harvesters are limited to 100 pounds per boat per day. All crawfish harvesting will be allowed only between the hours of 1/2 hour before sunrise to 1/2 hour after sunset. Violation of any restrictions which apply to this permit will result in the permit being canceled in addition to any citations issued for the offense. The production and harvest of crawfish is incidental to water levels maintained to manage for wildlife species. Water levels will not be maintained solely for crawfish harvesting, nor is there any assurance that the water levels controlled for wildlife will yield crawfish. Guidelines are as follows:

North Farm: Acreage on this farm totals 800 acres. The entire farm will be impounded for waterfowl management. The eastern one-third of the property (289.7 acres) will continue to be farmed. If water conditions preclude farming operations, crawfishing activities will be restricted to watercraft without a motor. The remaining uncropped acreage (410.7 acres) will be open to crawfishing April 1 to July 31. No watercraft with a motor will be allowed. Entry into ponds for crawfishing will be at designated points only (contact the Opelousas office for maps).

South Farm: Acreage on this farm totals 1,600 acres. This farm is divided into 4 units as follows.

Unit 1 - Closed to crawfishing - Reforestation areas will be off limits to all crawfish harvesting activities to protect tree seedlings.

Unit 2 - Crawfishing permitted - Watercraft with motor will be allowed in this unit.

Unit 3 - Crawfishing permitted - No watercraft with a motor will be allowed in this unit for the protection of waterfowl impoundment features.

Unit 4 - Crawfishing permitted - Watercraft with a motor will be allowed in this unit.

Entry into all units of south farm is at designated points only, crawfishing harvesting permitted from April 1 to July 31 (contact the Opelousas office for maps).

SPECIAL USE PERMIT

SHERBURNE WILDLIFE MANAGEMENT AREA

Name _____
Address _____
Phone _____ Driver's License No. _____ DOB _____

PERIOD OF USE: From _____, 19____ To _____, 19____

Description: Contact the Opelousas office for maps.

Special Conditions:

- 1 - Crawfish harvesting allowed from April 1 to July 31 only.
- 2 - Motorized watercraft allowed in designated areas only.
- 3 - Entry into farm at designated points only.
- 4 - Crawfish harvesting only between 1/2 hour before sunrise to 1/2 hour after sunset.
- 5 - Recreational harvesting limited to 100 pounds live crawfish per boat per day. All recreational harvesters from the ages of 16-59 must possess either a fishing license, hunting license, or Wild Louisiana Stamp.
- 6 - Commercial harvesters are assessed a \$50 administrative fee and each permittee is allowed one helper. Permittee must be present to run traps.
- 7 - By signing this permit, permittee agrees to abide by all special regulations. Any violation of WMA rules and regulations will result in cancellation of permit.
- 8 - The production and harvest of crawfish is incidental to water levels maintained to manage for a diversity of wildlife species. Water levels will not be maintained solely for crawfish production and/or harvesting, nor is there any assurance that the water levels controlled for wildlife will yield crawfish.

9 - _____ Recreational
_____ Commercial Paid _____

Permit # _____ Signature: _____
Date: _____

Authority Note: Promulgated in accordance with R.S. 56:109 and R.S. 56:761.

Historical Note: Promulgated by the Department of Wildlife and Fisheries, Wildlife and Fisheries Commission LR 21: (September 1995).

Perry Gisclair
Chairman

Declaration of Emergency **Setting the Fur Harvest Dates** was handled by Mr. James Manning. The Fur and Alligator Advisory Council received input on this item from Department staff at their monthly meeting. Last year the north and south zones were deleted in order to streamline the harvest of furbearers. Comments have been received from dealers to extend the season. A general consensus reached at that meeting was to recommend to the Commission a statewide season to open November 20, 1995 and close March 20, 1996. Hearing no comments, Commissioner Cormier made a motion to accept the Declaration of Emergency. Commissioner Vujnovich seconded the motion and it passed with no opposition.

(The full text of the Declaration of Emergency is made a part of the record.)

DECLARATION OF EMERGENCY

Department of Wildlife and Fisheries Wildlife and Fisheries Commission

In accordance with the emergency provisions of R.S. 49:953(B) of the Administrative Procedure Act, and R.S. 49:967(D) which provides that the Wildlife and Fisheries Commission use emergency procedures to set the 1995-96 fur harvest season statewide from November 20, 1995 through March 20, 1996. Authority to extend or shorten the adopted season by the Secretary is hereby authorized by the Wildlife and Fisheries Commission.

Perry Gisclair
Chairman

Mr. Bennie Fontenot handled the Rule Ratification for **Black Bass Regulations - Atchafalaya River Basin and the Lake Verret-Palourde Complex**. This rule would extend the 14 inch minimum size limit on black bass in the Atchafalaya Basin for another two years. The extension would give the Department a once-in-a-lifetime opportunity to follow the 1993 year class to see if they reach the 14 inch size in significant numbers. The populations for black bass have rebounded in the Basin. The extension would carry this size limit until September 30, 1997. Mr. Fontenot noted Mr. Terry Melancon with the East Ascension Sportsman's League had questions on keeping the spotted bass included with the extension. He informed the Commission the spotted bass does not get as big as the largemouth bass but this species could not be excluded because the Notice of Intent was advertised as black bass. Chairman Gisclair stated this item was discussed at the May meeting. He then asked for public comments. Commissioner Schneider made a motion to ratify the rule. Commissioner Cormier seconded the motion and it passed with no opposition.

Mr. Gary Risponse stated he was originally opposed to the proposed rule but after talking with several people he was glad the rule passed. He recommended the Department educate the public on this bass plan. If after two years there is a management plan, have it based on biological data and not on political rhetoric, stated Mr. Risponse. He also recommended having a bass stamp for additional funds to help the biologists and enforcement agents do their jobs.

Mr. Terry Melancon, East Ascension Sportsmen's League, stated ^{that} after talking with the biologists and enforcement staff, the spotted bass would not get over the 14 inch minimum length. He then asked the Commission to exempt the spotted bass from the 14

inch regulation. Chairman Gisclair stated this would have been too much of a change to make at this time but it would be put on the agenda at a later date.

(The full text of the Rule is made a part of the record.)

RULE

Department of Wildlife and Fisheries Wildlife and Fisheries Commission

The Wildlife and Fisheries Commission hereby amends a rule for black bass size regulations in the Atchafalaya Basin and the Lake Verret Area.

Title 76

Wildlife and Fisheries

Part VII. Fish and Other Aquatic Life

Chapter 1. Freshwater Sport and Commercial Fishing

§165. Black Bass Regulations - Atchafalaya Basin-Lake Verret Area

It shall be unlawful to take or possess, while on the water or while fishing in the water, black bass less than 14 inches in total length in the area south of U.S. 190 from the West Atchafalaya Basin Protection Levee to the intersection of LA 1 and U.S. 190 due north of Port Allen, east of the West Atchafalaya Basin Protection Levee from U.S. 190 to U.S. 90, north of U.S. 90 from the West Atchafalaya Basin Protection Levee to LA 20, north and west of LA 20 from U.S. 90 to LA 1 in Thibodaux, south and west of LA 1 from LA 20 to U.S. 190. This rule will expire at midnight, September 30, 1997.

AUTHORITY NOTE: Promulgated in accordance with R.S. 56:326.3.

HISTORICAL NOTE: Promulgated by the Department of Wildlife and Fisheries, Wildlife and Fisheries Commission, LR 19:361 (March 1993), amended LR 21: (September 1995).

Perry Gisclair
Chairman

Mr. Bennie Fontenot also handled the Rule Ratification for **Black Bass Regulations - John K. Kelly-Grand Bayou Reservoir**. This rule would close the harvest of black bass in a new reservoir for a two year period. This request was made by the Grand Bayou Lake Commission in order to protect 100 brood Florida bass stocked by the Department. The lake has only 10 percent of the water in it as of now. The recommendation was to close the lake to black bass

fishing until May 31, 1997. Commissioner Babin made a motion to accept the rule and was seconded by Commissioner Cormier. The motion passed unanimously.

(The full text of the Rule is made a part of the record.)

RULE

Department of Wildlife and Fisheries Wildlife & Fisheries Commission

The Wildlife and Fisheries Commission hereby establishes a rule for possession of black bass in John K. Kelly-Grand Bayou Reservoir.

Title 76

WILDLIFE AND FISHERIES

Part VII. Fish and Other Aquatic Life

Chapter 1. Freshwater Sport and Commercial Fishing

§179. Black Bass Regulations - John K. Kelly-Grand Bayou Reservoir

It shall be unlawful to retain or possess black bass (Micropterus spp.) in John K. Kelly-Grand Bayou Reservoir located in Red River Parish. This rule will expire at midnight, May 31, 1997.

AUTHORITY NOTE: Promulgated in accordance with R.S. 56:326.3.

HISTORICAL NOTE: Promulgated by the Department of Wildlife and Fisheries, Wildlife and Fisheries Commission, LR 21: (September 1995).

Perry Gisclair
Chairman

Reconsideration of Rules and Regulations in Sabine Lake (HCR 95) began with Mr. Brandt Savoie reminding the Commissioners of an emergency rule passed at the last meeting based on an emergency rule established in 1994. Representative Randy Roach sent a letter asking for rules to be established more in line with House Concurrent Resolution 95. The Department was still not in a position to do exactly as stated in the Resolution. Mr. Savoie suggested the Commission give the Secretary authority to change the rules so they are more in line with Representative Roach's request. Chairman Gisclair stated he had pictures, a letter and a petition sent by Representative Roach and felt it was something that should be reviewed. Mr. Savoie reported the Lake Charles office observed 70 traps in the lake on the second day of the season. The

enforcement agents wrote tickets for the traps as well as told fishermen to remove the traps. However, the agents did not encounter any trawlers on the lake on the second day. Mr. Savoie stated the staff wanted to go meet with the people from the area and the enforcement agents to get additional information on the happenings in the lake. Chairman Gisclair asked if the House Concurrent Resolution wanted the traps out for two weeks and which lake had the 14 day prohibition last year? Then Chairman Gisclair asked why did enforcement not pick up the traps that were in the lake? Commissioner Schneider asked if a Concurrent Resolution could be ignored or should be followed if the Commission wanted and what problems were being looked at with the Concurrent Resolution? Mr. Savoie felt the enforcement of traps that were to be 50 yards apart could not be done as well as putting a one mile ban around the lake. Chairman Gisclair read a portion of Representative Roach's letter and asked Lt. Col. Clark if traps left in the lake were picked up after the season began. Commissioner Babin stated if there was a problem with crab traps in Sabine Lake and there was a need to enforce a 50 yard limit, this could become a nightmare everywhere. Chairman Gisclair suggested rehashing this matter with Representative Roach and the fishermen in the area. Mr. Savoie again asked the Commission to give the Secretary authority to act on their behalf if possible rules were agreed upon. Chairman Gisclair then stated there would be no action taken on this matter.

Mr. Mike Landrum recommended the **Spotted Seatrout Season Dates, Declaration of Emergency** be removed from the agenda. Since a temporary restraining order on Act 1316 no longer existed, there was no problem. Chairman Gisclair asked for an update on Act 1316. Mr. Landrum stated a temporary restraining order was enacted to prohibit the implementation of Act 1316. A hearing was held and the court denied a preliminary injunction and resulted in the Department implementing Act 1316. The rules passed by the Commission at its Special Meeting went into effect at the time the injunction was lifted.

A Declaration of Emergency for **Re-Setting 1995/96 Oyster Season in Calcasieu Lake and Sabine Lake Tonging Areas** was handled by Mr. Ron Dugas. He asked for the Commission to consider an earlier opening date for the oyster tonging season in Calcasieu Lake. There was no biological problem with this request, stated Mr. Dugas. After discussing the possible dates, it was felt the season should open on October 16, 1995. Commissioner Vujnovich stated he had no problem with this reconsideration and made a motion to accept the Resolution and Declaration of Emergency. Mr. Dugas read the Therefore Be It Resolved portion of the Resolution. Commissioner Cormier seconded the motion and it passed with no opposition.

Commissioner Vujnovich then stated, on behalf of Louisiana Dredging Company, that Mr. Dugas has been responsible for the planting of \$12 million worth of shell and depositing 556,000 cubic

yards and without these plants, the success of the Louisiana oyster industry would not be what it is today. He then presented a plaque to Mr. Dugas. Mr. Dugas accepted the plaque on behalf of all the people that helped with the planting of the shell over the last 25 years.

(The full text of the Resolution and Declaration of Emergency is made a part of the record.)

RESOLUTION

Re-Establishing the 1995/96 Oyster Season on
Calcasieu Lake and Sabine Lake Tonging Areas
Adopted by the
Louisiana Wildlife and Fisheries Commission
September 7, 1995

- WHEREAS,** R.S. 56:435.1(G) provides for the oyster season on Calcasieu Lake and Sabine Lake tonging areas, and
- WHEREAS,** the oyster resources on these reefs have been surveyed and the available supply and size variation are substantial, and
- WHEREAS,** several fishermen have expressed a desire to fish early and have an available market, and
- WHEREAS,** the large remaining supply of oysters is the result of the health closure in November of 1994, and
- THEREFORE BE IT RESOLVED,** that the oyster season for Calcasieu Lake and Sabine Lake tonging areas has been reset to open one-half hour before sunrise on October 16, 1995 and will remain open until one-half hour after sunset on March 1, 1996 with the Secretary having the authority to extend to compensate for the health closure days, and
- BE IT FURTHER RESOLVED,** that the Secretary will also have the authority to take emergency action to reopen areas previously closed if the threat to the resource has ended, and
- BE IT FURTHER RESOLVED,** that the Secretary of the Department of Wildlife and Fisheries is authorized to take emergency action, if necessary, to close areas if oyster mortalities are occurring or to delay the season or close areas where significant spat catch has occurred with good probability of survival, and

BE IT FURTHER RESOLVED, notice of any opening, delaying or closing of a season will be made by public notice at least 72 hours prior to such action.

Perry Gisclair, Chairman
La. Wildlife & Fisheries
Commission

Joe L. Herring, Secretary
La. Department of Wildlife &
Fisheries

DECLARATION OF EMERGENCY

Department of Wildlife and Fisheries
Wildlife and Fisheries Commission

In accordance with the emergency provisions of the Administrative Procedure Act, R.S. 49:953(B) and 967, and under the authority of R.S. 56:433 and R.S. 56:435.1, notice is hereby given that the Secretary of the Department of Wildlife and Fisheries and the Wildlife and Fisheries Commission hereby declare:

1. The Calcasieu and Sabine Lake tonging area will open one-half hour before sunrise on October 16, 1995 and remain open until one-half hour after sunset on March 1, 1996 with the Secretary having the authority to extend to compensate for the health closure days.

2. The Secretary is authorized to take emergency action to reopen areas previously closed if the threat to the resource subsides.

3. The Secretary of the Department of Wildlife and Fisheries is authorized to take emergency action if necessary, to close areas if oyster mortalities are occurring or to delay the season or close areas where significant spat catch has occurred with good probability of survival.

4. Notice of any opening, delaying or closing of a season will be made by public notice at least 72 hours prior to such action.

Perry Gisclair
Chairman

The **Monthly Law Enforcement Report for August** was given by Lt. Col. Charlie Clark. The following numbers of citations were issued during the month of August.

Region I - Minden - 46 citations.

Region II - Monroe - 59 citations.

Region III - Alexandria - 55 citations.

Region IV - Ferriday - 44 citations.

Region V - Lake Charles - 221 citations.

Region VI - Opelousas - 139 citations.

Region VII - Baton Rouge - 136 citations.

Region VIII - New Orleans - 287 citations.

Region IX - Thibodaux - 112 citations.

Offshore Boats (SWEP) - 36 citations.

Oyster Strike Force - 49 citations.

Statewide Strike Force - 77 citations.

The grand total of citations issued statewide for the month of August was 1,259.

Commissioner Schneider stated ^{that} when the mussel program began, the Commission was told it would be self-regulating, and asked if this worked out? Then Commissioner Schneider asked if the fishermen were required to report where they are working? Also he asked if the fishermen were putting undersized mussels back as they were found? Commissioner Babin asked about the enforcement of the 1 1/2 inch mesh law and the education of the agents on this law?

The **Secretary's Report** to the Commission was given by Secretary Herring. He began stating favorable comments have been received on the upcoming duck season and being allowed to hunt for 50 days with a five bird bag limit. An increased interest in leasing land has developed because of these new options. Secretary Herring then reviewed the events that occurred before last year's duck hunting season.

During the 1995 legislative session, a charter boat license passed charging \$250 for resident boats that carry 6 or less people and \$500 for resident boats carrying ~~over~~ ^{more than} 6 people. ^{boats} The non-resident license fees ^{those} was \$1,000 for carrying 6 or less people and \$2,000 for carrying ~~over~~ ^{more than} 6 people. The Department has received quite a number of phone calls from Mississippi legislators, the Department of Wildlife and Fisheries and the Attorney General. A meeting has been planned with the Mississippi people for November to hopefully resolve this problem. When the final date was set, Secretary Herring stated the Commissioners would be notified.

^{ed} Mr. Bob Odom, Commissioner of Agriculture and Forestry, has contact the Department about the sweet potato weevil. The use of these weevils around ~~hunting~~ deer stands was a concern since a lot of the parishes in the State are sweet potato weevil free certified

and the movement of these shavings from parish to parish could spread the weevil.

Last year was the first year for leasing lands for public dove hunting. The Wildlife Division was responsible for checking the fields to make sure there were doves on the land. Last year's program was very successful and this year it was expected to be successful. There was one less land owner participating this year but there were 450 more acres than last year.

The 16 southeastern states have participated in several study groups, among these are the deer study group and turkey study group, which have proven to be successful. Due to a problem with quail, the directors from the 16 states voted to establish a Quail Study Group. This study group held its first meeting in South Carolina with department staff participating.

The Fur and Alligator Council has been concerned with the drop in fur interest. The market for soft furs has not been as lucrative as it should especially in the European ^{COUNTRIES.} The younger generation does not have the capital to hold the furs until the manufacturers are ready to buy them. No buyers to hold the furs is what is hurting the industry. The Council was trying to ~~establish~~ ^{ENLIST} land owners along the coast and develop a cooperative agreement to hold the furs.

Two offshore oil rigs were placed in the South Timbalier area and were donated by C & G Petroleum and Conoco. Personnel were meeting with the National Guard, legislators and others in getting armored personnel carriers to be placed as artificial reefs. September 19 is the projected date to place these carriers.

The Inland Fisheries ^{GROUND} Division has been conducting a study on cormorants. A lot of back research has been done as well as food habit studies and other things to see the effect these birds are having. Interest with this study was coming from catfish farmers and fishermen from the Toledo Bend area.

Secretary Herring felt the mussel project was a good project and could produce revenue for the Department as well as being a small business for individuals. The season was closed during August so the rules could be reviewed and repromulgated if necessary. Since the inception of the rules for the harvest of mussels and the publicity from this new industry, more people have become interested in this industry. Secretary Herring did state there were problems that developed and hoped to get the regulations back in line so everyone can benefit.

A bass was caught on Lake Chicot that weighed 13.2 pounds.

The construction on the Fowler Fish Hatchery was going real well and would be a show place and tourist attraction when finished for that area.

The Lacombe Fish Hatchery flooded and resulted in Bayou Lacombe being stocked with approximately half million ~~of~~ Florida bass. The hatchery experienced a lot of damage due to the flooding and the renovations were almost complete.

A Federal Fish Hatchery gave the Department 488,000 catfish and redear sunfish that were stocked in three lakes in Louisiana.

Six fish kills occurred during August and staff worked with the Department of Environmental Quality. All of the problems were dissolved oxygen except for the kill on Catahoula Lake which was due to the water being let out too fast.

The Aquatic Plant Section sprayed 4,383 acres and repaired 19 public boat ramps throughout the State.

The Department hoped to receive a donation from the Society of Petroleum Engineers which sponsored a sporting clay tournament. The donation would go to wildlife work.

The Merchandising Program of the Information & Education Division was going good. This program included ~~buying~~ ^{selling} posters, charts and coastal maps.

Thirteen different educational courses were conducted during the month with 120 classes given and 9,984 students participating. Marsh Maneuvers, another good program, hosted 67 students at the Marine Lab and was very successful.

Commissioner Vujnovich made a motion to hold the **January 1996 Meeting** on Thursday, January 4, 1996 in the Baton Rouge office, beginning at 10:00 a.m. This motion was seconded by Commissioner Cormier and passed with no opposition.

Chairman Gisclair then asked for **Public Comments**. An unidentified speaker, representing the Louisiana Motorcycle and Marine Dealers Association, stated he hoped the Commission would not rule out possibilities for organized rides in the future.

Chairman Gisclair stated he had some friends that went hunting out-of-state and when they got there, they could not hunt because they did not have a Hunter's Certification Card. He asked if the Department was addressing this and how many other states require certification? Secretary Herring stated most states do have a Hunter Certification Program. The young children of Louisiana do take the course in order to get a hunting license, but adults are required to take the course before going hunting out-of-state. A News Release was sent out each year listing the different times and

locations for this course. Chairman Gisclair asked if the course was the same for both children and adults? Mr. Maurice Cockerham stated it was the same and only two states do not require hunters certification for non-resident hunters.

There being no further business, Commissioner Cormier made a motion to Adjourn the meeting and was seconded by Commissioner Babin.

Joe L. Herring
Secretary

JLH:sch

AGENDA

LOUISIANA WILDLIFE AND FISHERIES COMMISSION
BATON ROUGE, LA
September 7, 1995
10:00 AM

- ✓1. Roll Call
- ✓2. Approval of Minutes of August 9, 1995
- ✓3. Recognition to the Commission and the Department by the Bayou Bowhunters Association - Russell Lantier
- ✓4. Declaration of Emergency - Organized Trail Rides on WMAs - Tommy Prickett
- ✓5. Rule Ratification - Crawfishing Activities on Sherburne Wildlife Management Area - Tommy Prickett
- ✓6. Declaration of Emergency Setting the Fur Harvest Dates - James Manning
- ✓7. Rule Ratification - Black Bass Regulations - Atchafalaya River Basin and the Lake Verret-Palourde Complex (Discussion of Spotted Bass) - Bennie Fontenot
- ✓8. Rule Ratification - Black Bass Regulations - John K. Kelly-Grand Bayou Reservoir - Bennie Fontenot
- ✓9. Reconsideration of Rules and Regulations in Sabine Lake (HCR 95)
- ✓10. Spotted Seatrout Season Dates, Declaration of Emergency - Mike Landrum
- ✓11. Declaration of Emergency for Re-Setting 1995/96 Oyster Season in Calcasieu Lake and Sabine Lake Tonging Areas - Ron Dugas
- ✓12. Enforcement Report/August - Winton Vidrine
- ✓13. Secretary's Report to the Commission - Joe Herring
- ✓14. Set January 1996 Meeting Date
- ✓15. Public Comments
- ✓16. Adjourn

Resolution
Department of Wildlife and Fisheries
Wildlife and Fisheries Commission

WHEREAS, organized trail rides on wildlife management areas are becoming more popular each year, and

WHEREAS, this growing popularity has resulted in crowds of up to 3,000 participants using access trails and roads designed for low volume traffic, and

WHEREAS, organized trail rides have caused excessive damage to roads and trails, and

WHEREAS, organized trail rides have caused environmental damage by destroying trees and vegetation necessary to support wildlife by riding off the designated trails, and

WHEREAS, riding off the designated trails has also damaged sensitive wetland soils, and

WHEREAS, organized trail rides have resulted in large quantities of litter defacing pristine areas, and

WHEREAS, organized events with large numbers of participants have caused conflicts with other WMA users, and

WHEREAS, the use of alcohol and the conduct of some participants are dangerous and expose the state to excessive liability, and

WHEREAS, the Wildlife Division does not have adequate staff to effectively police crowds of up to 3,000 people, and

WHEREAS, the mission of the Wildlife Management Area Program is to propagate native wildlife, protect and enhance wildlife habitat, and to provide compatible outdoor recreation, and

WHEREAS, organized trail rides, while recreation, have been determined to be incompatible with this mission, and

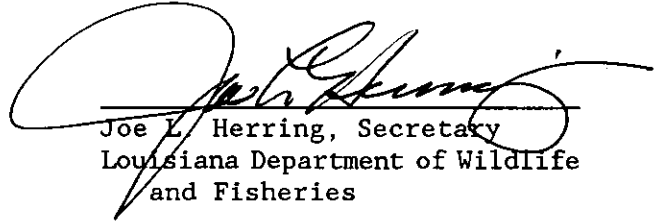
WHEREAS, the Wildlife and Fisheries Commission has the responsibility of stewardship for these dedicated wildlife management areas, and the authority to promulgate such rules as necessary to carry out the above stated mission, now

THEREFORE BE IT RESOLVED, that the Louisiana Wildlife and Fisheries Commission does hereby prohibit organized trail rides of all types on wildlife management areas and refuges, by Declaration of Emergency, and

BE IT FURTHER RESOLVED, that the Louisiana Wildlife and Fisheries Commission does hereby grant the Secretary the authority to promulgate formal rules that will prohibit trail rides beyond the time span of this Declaration of Emergency.

A handwritten signature in black ink, appearing to read "Perry Gisciaff", written over a horizontal line.

Perry Gisciaff, Chairman
Wildlife and Fisheries Commission

A handwritten signature in black ink, appearing to read "Joe L. Herring", written over a horizontal line.

Joe L. Herring, Secretary
Louisiana Department of Wildlife
and Fisheries

DECLARATION OF EMERGENCY
WILDLIFE AND FISHERIES COMMISSION
DEPARTMENT OF WILDLIFE AND FISHERIES

In accordance with the emergency provisions of R.S. 49:953(B) of the Administrative Procedures Act, and under the authority of R.S. 56:109, 115, 752, 754, 763, 782, 785, the Louisiana Wildlife and Fisheries Commission hereby finds that an imminent peril to the public welfare exists and accordingly adopts the following emergency rule:

Title 76
Part III. State Game and Fish Preserves and Sanctuaries
Chapter 1. Responsibilities, Duties and Regulations
Section 109. Trail Rides on WMAs

Organized trail rides are not consistent with the purpose and operations of Wildlife Management Areas or Refuges owned by the Department of Wildlife and Fisheries and/or State of Louisiana and shall not be permitted. No special permits or exemptions to existing rules shall be issued by the Department for organized trail rides on Wildlife Management Areas or Refuges managed by the Department under lease from other parties.

For the purposes of this rule, an Organized Trail Ride shall include but not be limited to:

1. Any gathering where participants tender a fee or donation to any entity other than the Department to participate in a group activity such as all terrain vehicle riding, horseback riding, or wagon riding; or
2. Any event whose primary purpose is the use of trails that is advertised in any way to attract participants; or

3. Any event involving the use of trails at which there are vendors selling commodities whether such commodities are sold for profit or not; or
4. Any organized event or gathering of individuals involving any manner of conveyance or conveyances to be used on the WMA that causes excessive damage to roads, trails, or to the habitat.

The Commission finds that organized trail rides on the Department's WMAs will negatively impact wildlife habitat associated with the areas, disturb wildlife, contribute significantly to the deterioration of existing roads, increase user conflicts and cause sufficient environmental damages to warrant such action. The Department will take the necessary steps to establish permanent rule pertaining to organized trail rides on WMAs.

Authority Note: Promulgated in accordance with RS 56:109, 115, 752, 754, 763, 782 and 785.

Historical Note: Promulgated by the Department of Wildlife and Fisheries and the Louisiana Wildlife and Fisheries Commission LR ____: (1995)

11

Resolution
Department of Wildlife and Fisheries
Wildlife and Fisheries Commission

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WHEREAS, organized trail rides, while recreation, have been determined to be incompatible with this mission, and

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BE IT FURTHER RESOLVED, that the Louisiana Wildlife and Fisheries Commission does hereby grant the Secretary the authority to promulgate formal rules that will prohibit trail rides beyond the time span of this Declaration of Emergency.

Perry Gisclair, Chairman
Wildlife and Fisheries Commission

Joe L. Herring, Secretary
Louisiana Department of Wildlife
and Fisheries

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WILDLIFE AND FISHERIES COMMISSION
DEPARTMENT OF WILDLIFE AND FISHERIES

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Historical Note: Promulgated by the Department of Wildlife and Fisheries and the Louisiana Wildlife and Fisheries Commission LR ____: (1995)

BIOLOGICAL EVALUATION
USDA-FOREST SERVICE, KISATCHIE NATIONAL FOREST

2670 Keep Current

1. Species

Red-cockaded woodpecker (Picoides borealis)

2. Program

Recreation Management - Proposed Off-Road Vehicle Trail

3. Location

Evangeline Ranger District, Kisatchie National Forest (see map)
Rapides Parish, Louisiana

4. Status of Species and Habitat in Project Area

The proposed motorcycle trail does not pass through any known red-cockaded woodpecker colonies, although there are several colonies within 1/4 mile of the trail. Colonies are both active and inactive. The proposed trail does extend through some foraging habitat of the RCW.

5. Proposed Action

The proposed action is to designate a permanent off-road vehicle (ORV) trail on the southern portion of the Evangeline Ranger District. The designated trail will be approximately 90 miles in length. No foraging will be lost due to timber cutting. All trails are to remain outside of known RCW colony sites. Due to the wide foraging area of the red-cockaded woodpecker, the RCW will be able to forage away from the trail if the motorcyclists and spectators should cause a disturbance. All RCW colony sites, both active and inactive, will be closed to ORV traffic.

Some new trail will be needed, due to the mitigating measures and difficultly levels. Additional trail may be developed in the future if demand warrants and resource capabilities permit. ORV use off the designated trail would be permitted.

The trails will be maintained by the Forest Service, volunteer groups and any special use permittees utilizing all or part of the trail under the terms of the permit.

Passenger cars, trucks, 4 wheel drives and other highway type vehicles will be prohibited on the trail but will continue to be permitted off-trail. Horseback riding and trail bicycle riding will be permitted both on and off the trail.

6. Effect on Species and Habitat

There are four active and two inactive RCW colonies within 1/4 mile of the proposed trail. Within 3/4 mile there are 13 active and 3 inactive colony sites. With all trails to remain outside the designated colony boundary and no trees to be removed for the ORV trail, there is likely to be no adverse effect on the survival of the red-cockaded woodpecker or its habitat.

7. Consultation with Others and References

Wildlife Habitat Management Handbook (FSH 2607.23R, Chapter 420)
Final Land and Resource Management Plan of the Kisatchie National Forest
Final Environmental Impact Statement for Vegetation Management in the
Coastal Plain/Piedmont
Red-cockaded Woodpecker Recovery Plan, U.S. Fish & Wildlife Service
Ron Escano, Threatened and Endangered Species Biologist, U.S.F.S., R-8
Alan Williamson, Larry Narcisse, Kris Rutledge, Karen Belinger, District
Biologists, KNF
Joe Hogan, Forest Biologist, Kisatchie National Forest
Glenn Coleman, ORA, Evangeline RD, KNF
Shanna Foster, Forester Trainee, Evangeline RD, KNF
R-8 Draft Emergency Policy for Management of the RCW on Declining
Populations (12/14/88)
Gary Lester, Coordinator, LA Natural Heritage Program

8. Conclusion

It is my conclusion that the proposed action as outlined above is not likely to adversely affect the survival of the Red-cockaded woodpecker or its habitat. This action is in compliance with Forest Service Handbook 2609.23R, Chapter 420 and with Section 7 of the Endangered Species Act. U.S.D.I. Fish and Wildlife Service has concurred with management guidelines within the handbook and consultation is not necessary.

Mary May
MARY MAY
Wildlife Biologist
Evangeline Ranger District
Kisatchie National Forest

December 20, 1990
Date

January 10, 1990

I concur with your finding that the proposed ORV trail is not likely to adversely affect red-cockaded woodpeckers.

Kim Mitchell

Kim Mitchell
Endangered Species Coordinator
U.S. Fish and Wildlife Service

U.S. DEPARTMENT OF AGRICULTURE Forest Service TEMPORARY SPECIAL-USE PERMIT (FSH 2709.11, SEC. 54.6) Authority: <u>Act of October 21, 1976 PL 94-579</u> This authorization is revocable and non-transferable and is a licence for the use of federally-owned land. It does not grant any interest in real property.	Holder No.	Issue Date	Expir. Date
	7 2 0 2-0 1	0 4/2 2/9 5	0 4/2 4/9 5
	Type Site(s)	Authority	Auth. Type
	- - - 1 4 9	6 7 6	- - - -
	Region/Forest/District		State/County
	0 8/ 0 6 / 0 2		2 2/ 0 7 9
	Cong. Dist.	Latitude	Longitude
	0 6	- - - - -	- - - - -

Acadiana Dirt Riders, Inc., hereinafter called the Holder, is hereby authorized to use, subject to the terms and conditions of this permit, National Forest System land identified within the unit area and described as T1N R2W Sections 2, 3 & 4 and T2N R2W Sections 26-35, T2N R3W Section 13, 14, 23-26 as shown on the attached Exhibit(s) 1-3. This authorization covers approximately 35 acres and/or 90 miles. Lands are located on the Evangeline Ranger District.

The holder is authorized to conduct the following activities on the permitted area: A motorcycle enduro and youth event beginning April 22 and ending on the evening April 23, 1995. This is an event sanctioned by the American Motorcycle Association and Southern Enduro Rider's Association.

The holder is authorized to install the following temporary improvements on the permitted area: Temporary trail markers indicating the direction of riders on the trail, banners and two canopies for the registration desk, ribbons and flagging need for public safety and area delineation.

TERMS AND CONDITIONS

1. Use under this permit shall begin on April 22, 1995 and end on April 23, 1995. The permit shall not be extended.
2. The fee for this use is \$ 100.00. It shall be paid in advance and is not refundable.
3. The holder shall conduct the authorized activities according to the attached approved plans and specifications, Exhibit(s) 4 & 5 & 6.
4. The holder shall not install any improvements not specifically identified and approved above.
5. No soil, trees, or other vegetation may be destroyed or removed from National Forest System lands without specific prior written permission from the authorized officer.
6. The holder shall comply with all Federal, State, county, and municipal laws, ordinances, and regulations which are applicable to the area or operations covered by this permit.
7. The holder shall maintain the improvements and premises to standards of repair, orderliness, neatness, sanitation, and safety acceptable to the authorized officer. The holder shall fully repair and bear the expense for all damage, other than ordinary wear and tear, to National Forest System lands, roads and trails caused by the holder's activities.
8. The holder shall be liable for any damage suffered by the United States resulting from or related to use of this permit, including damages to National Forest resources and costs of fire suppression.
9. The holder has the responsibility of inspecting the use area and adjoining areas for dangerous trees, hanging limbs, and other evidence of hazardous conditions which would pose a risk of injury to individuals. After securing permission from the authorized officer, the holder shall remove such hazards.

10. The holder shall hold harmless the United States from any liability from damage to life or property arising from the holder's occupancy or use of National Forest lands under this permit.
11. The holder agrees to permit the free and unrestricted access to and upon the premises at all times for all lawful and proper purposes not inconsistent with the intent of the permit or with the reasonable exercise and enjoyment by the holder of the privileges thereof.
12. This permit is subject to all valid existing rights and claims outstanding in third parties.
13. This permit may be revoked upon breach of any of the conditions herein or at the discretion of the authorized officer. Upon expiration or revocation of this permit, the holder shall immediately remove all improvements except those owned by the United States, and shall restore the site within 30 days, unless otherwise agreed upon in writing. If the holder fails to remove the improvements, they shall become the property of the United States, but that will not relieve the holder of liability for the cost of their removal and restoration of the site.
14. This permit is not transferable. The holder shall not sublet occupancy of the authorized premises and improvements to third parties.
15. Any changes to this permit, its provisions or requirements may be subject to appeal per 36 CFR 251.
16. This permit is accepted subject to the conditions set forth herein, condition(s) 1-28 and Exhibit(s) 1-6 attached to and made a part of this permit.
17. The above clauses shall control if they conflict with additional clauses or provisions.
18. The holder will send to the Evangeline Ranger District, 3727 Government Street, Suite 111, Alexandria, LA 71302-3327, on or before May 31, 1995, a certified statement of the total receipts, including amount returned to the participants in the form of prizes.
19. The fees due the United States for this use shall be deposited with the Unit Collection Officer, FS; Southern Region; P.O. Box 6000, File No. 41658; San Francisco, CA 94160-1658, in the form of a check, draft or money order made payable to "Forest Service, USDA" and shall be 5% of the total receipts or \$100.00 minimum fee, whichever is the greater amount. Receipts subject to fees will include revenues from all sources connected with the event, such as participant entrance fees, receipts from concession sales, spectator admission fees. Participant entrance fees returned to participants in the form of prizes will not be considered as receipts. That part of the fee in excess of the minimum occupancy fee shall be paid at the time of filing that statement of the total amount of receipt required.
20. Pursuant to the Federal Claims Collection Act of 1966, as amended, 31 USC 3101, et. seq., and regulations at 7 CFR Part 3, Subpart B, an interest charge shall be assessed on any payment not made by the payment due date. Interest shall be assessed using the most current rate prescribed by the United States Department of the Treasury's Fiscal Requirements Manual (TFRM-6-8020.20). Interest shall accrue from the date the payment was due. In addition, the cost of processing and handling the overdue payment shall be added to the amount due.

A penalty of 6 percent per year shall be assessed on any payment overdue in excess of 90 days from the payment due date.

Payment will be credited on the date received by the designated collection officer or deposit location. If the payment due date(s) falls on a nonworkday, the interest and penalty charges shall not apply until the close of business of the next workday.
21. The holder shall indemnify the United States against any liability for damage to life or property arising from the occupancy or use of National Forest lands under this permit.
22. The holder shall have in force public liability insurance covering: (1) property damage in the amount of one hundred thousand dollars (\$100,000), and (2) damage to persons in the minimum of amount of three hundred thousand dollars (\$300,000) in the event of death or injury to one individual, and the minimum amount of three hundred thousand (\$300,000) in the event of death or injury to more than one individual. The coverage shall extend to property damage, bodily injury, or death arising out of the holder's activities under the permit including, but not limited to, the occupancy or use of the land and the construction, maintenance, and operation of the structures, facilities, or equipment.

authorized by this permit. Such insurance shall also name the United States as a co-insured and provide for specific coverage of the holder's contractually assumed obligation to indemnify the United States. The holder shall send a authenticated copy of its insurance policy to the Forest Service immediately upon issuance of the policy. The policy shall also contain a specific provision or rider to the effect that the policy will not be cancelled or its provisions changed or deleted before thirty (30) days written notice to the Forest Supervisor, 2500 Shreveport Highway, Pineville, Louisiana, 71360, by the insurance company.

It is understood and agreed that the coverage provided under this policy will not be cancelled or its provision changed or deleted before thirty (30) days of receipt of written notice to the Forest Supervisor, Kisatchie National Forest, 2500 Shreveport Hwy., Pineville, LA 71360 from the insurance company.

23. As a further guarantee of the faithful performance of the provisions of terms and conditions 5, 9, 10, 30, 33 and 54 of this permit, the holder agrees to deliver and maintain a surety bond in the amount of one thousand dollars (\$1,000.00). Should the sureties or the bonds delivered under this permit become unsatisfactory to the Forest Service, the holder shall, within thirty (30) days of demand, furnish a new bond with surety, solvent and satisfactory to the Forest Service. In lieu of surety bond, the holder may deposit into a Federal depository, as directed by the Forest Service, and maintain therein, cash in the amounts provided for above, or negotiable securities of the United States having a market value at time of deposit of not less than the dollar amounts provided above.

The holder's surety bond will be released, or deposited in lieu of bond, will be returned thirty (30) days after certification by the Forest Service that priority installations under the development plan are complete, and upon furnishing by the holder of proof satisfactory to the Forest Service that all claims for labor and material on said installations have been paid or released and satisfied. The holder agrees that all moneys deposited under this permit may, upon failure on his part to fulfill all and singular the requirements herein set forth or made a part hereof, be retained by the United States to be applied to satisfy obligations assumed hereunder, without prejudice whatever to any rights and remedies of the United States.

Prior to undertaking additional construction or alteration work not provided for in the above terms and conditions or when the improvements are to be removed and the area restored, the holder shall deliver and maintain a surety bond in an amount set by the Forest Service, which amount shall not be in excess of the estimated loss which the Government would suffer upon default in performance of this work.

24. This special-use authorization is issued for the period ending April 22, 1995.
25. Avalanches, rising waters, high winds, falling limbs or trees, and other hazards are natural phenomena in the Forest that present risks which the holder assumes. The holder has responsibility of inspecting the site, lot, right-of-way, and immediate adjoining area for dangerous trees, hanging limbs, and other evidence or hazardous conditions and, after securing permission from the Forest Service, of removing such hazards.
26. A muffler or spark arrester satisfactory to the authorized officer shall be maintained on the exhausts of all trucks and tractors or other internal combustion engines used in connection with this permit.
27. Holder shall provide sufficient information so that the authorized officer will know the true identity of the corporation. Upon request by the authorized officer, the Holder will furnish additional information as set forth under 36 CFR 251.54(e) (1)(IV). A certified copy of either the minutes of the board, or the pertinent excerpts from the corporated resolutions authorizing the corporate official designated to handle its affairs with the Forest Service will be furnished the authorized officer.
28. The operation and maintenance of all sanitation, food service, and water supply methods, systems, and facilities shall comply with the standards of the local department of health and the United States Public Health Service.

HOLDER
By: _____
Address: _____
Tel #: _____
Date: April , 1995

U.S. DEPARTMENT OF AGRICULTURE
Forest Service
By: _____
Name: JAMES L. BURTON
Title: District Ranger
(Authorized Officer)
Date: April , 1995

Public reporting burden for this collection of information, if requested, is estimated to average 1 hour per response for annual financial information; average 1 hour per response to prepare or update operation and/or maintenance plan; average 1 hour per response for inspection reports; and an average of 1 hour for each request that may include such things as reports, logs, facility and user information, sublease information, and other similar miscellaneous information requests. This includes the time for reviewing instructions, searching existing data sources, gathering and maintaining the data needed, and completing and reviewing the collection of information. Send comments regarding this burden estimate or any other aspect of this collection of information, including suggestions for reducing this burden, to Department of Agriculture, Clearance Officer, OIRM, AG Box 7630, Washington D.C. 20250; and to the Office of Management and Budget, Paperwork Reduction Project (OMB # 0596-0082), Washington, D.C. 20503.



MEMORANDUM

To: Jim Barrett
From: Eric Lundquist
Date: August 25, 1995
Subject: Alcohol at AMA Sanctioned Events

Jim:

Enclosed, please find ten copies of AMA Sanction Meet Procedures. Note that procedure II (two) requires every sanctioning organization attend an AMA risk management workshop every two years.

Attached, please find copies of pages seven and eight from the script we use at these risk management workshops. Note that we do not allow the advertisement of alcohol consumption at any AMA event. Note also that the insurance promoters buy for events will not cover alcohol-related claims. We definitely discourage any promotor from serving, selling or dispensing alcohol.

Finally, our event rules do call for penalties against participants who are under the influence of alcohol (see page 63 of the amateur competition rule book).

If there are any questions, I will be more than happy to take calls at 614/891-2429 x 225.

Thank you,

A handwritten signature in black ink, appearing to be "Eric", written over a horizontal line.

Eric

Attachment
Enclosures

*P.S. Jim -
See also
bottom of
p. 47 L*

cannot be displayed on the event flyer, even if the club is AMA-chartered. Copies of the AMA logo are included in the October club mailing, but newly chartered clubs will have to contact the AMA to receive them.

There can be no mention of serving or consuming alcohol, but if the event is sponsored by a beer company, for example, their name can be on the advertising.

Any advertisement for an AMA-sanctioned event may not contain references to non-sanctionable, unsafe or inappropriate activities which may not be covered by event insurance, or which could reflect negatively on the AMA. Final judgment will be by AMA staff.

Please check with the AMA if you have any doubts about what to include or omit in your event advertising.

Alcohol at Events

If your organization chooses not to sell, serve or dispense alcohol at your event, then you greatly increase your line of defense should an alcohol-related incident occur. On the other hand, if you choose to sell, serve or dispense alcohol, then the insurance underwriter will refuse to defend you in case of an alcohol-related incident.

An alcohol-related incident is determined by a blood test or breathalyzer.

Remember, the liability insurance coverage you purchase excludes any alcohol-related claims, and the Road Riding Rules require that "no

reference to the consumption or serving of alcohol may be used in any advertising or literature for an AMA-sanctioned meet."

At road events, if the insured does not sell alcohol and does not "knowingly" allow the consumption of alcohol, their defense costs will be paid in case of an alcohol-related incident. This will cover the guy who sneaks in a bottle, or goes off the grounds on his own and consumes.

Managing Risk and Reducing Liability

Liability insurance is protection for you, the event organizer. To better protect yourself, you want to make sure you meet the required "insurance company agreements". These agreements are very important, but as you'll see, most of them boil down to proper registration and reporting.

There is no way to eliminate the possibility of being sued. There are ways, however, to reduce the likelihood of a suit, and to improve your defense if one occurs. Your defense begins the moment you open rider registration.

As the organizer of an event, you, and specifically your referee, carry an enormous responsibility. You will have to exercise sound judgment, and practice fairness. While your objective is to provide an enjoyable event, efficient administration will depend upon respect for your authority. The kind of participant or spectator who won't follow the rules, who questions your decisions unnecessarily, or who defies the authority of you and your authorized personnel, is likely the type of person to file a suit.



AMA SANCTION MEET PROCEDURES



The following information is a basic step by step procedure which, when followed, will allow our organizations to work more efficiently with each other. Most of this information may be found in the current AMA Amateur, Semi-Professional and Youth Competition Rule Book or AMA Road Riding Rule Book. If you have any questions, contact the AMA, 33 Collegeview Rd., Westerville, OH, 43081, (614) 891-2425 and ask for the Sanctioning Department.

I. CHARTER

Every club/promoter must have a current charter before the AMA will accept a sanction.

- A. **New Club Charter:** your club must have a least ten current AMA members listed on the application, pay a \$25.00 charter fee renewable for each calendar year and submit a copy of their constitution and by-laws, with two letters of reference. Renewals are due by December 31, each year to sanction for the following year.
- B. **Promoter Charter:** One or more persons in business. A \$200.00 charter fee for off-road promoters and \$125.00 charter fee for road promoters. Renewable each calendar year. The principal officer and ICO officer must be current AMA members.

II. RISK MANAGEMENT WORKSHOP

Is required every two years.

III. SANCTION PROCEDURE

A sanction is a request and agreement to hold a meet using AMA rules, calendar coordinating process and if applied for early enough, listings in *American Motorcyclist*.

- A. Fill out the sanction application form completely, sign and submit with appropriate fee to the recognized district office. If from a non-recognized district, send it directly to the AMA. Sanctions must be applied for within the district where the facility is located or in the case of a road meet, where the meet starts.
- B. If the sanction application is received and date clearance is approved 90 days prior to the meet date, the meet will be listed in *American Motorcyclist*.
- C. There will be a \$10.00 surcharge for all sanctions received after the sanction meetings.
- D. If the sanction application is received less than 25 days before the meet date, a double sanction fee must be included as well as the insurance premium. If less than 14 days, the application may not be honored.

IV. INSURANCE PROCEDURES

- A. **AMA requires a minimum \$300,000 Public/Spectator Liability and \$300,000 Participant Legal Liability coverage.**
- B. Insurance coverage may be obtained from:
 - 1. Naughton Insurance Company (AMA National Headquarters)
 - 2. George Knight Insurance Company (AMA National Headquarters)
 - 3. K & K Insurance Company (Ft. Wayne, Indiana)
- C. **30 days prior to your event date we will examine your sanction file:**
 - 1. If everything is in order, we will issue your sanction certificate, data plates, referee report form, insurance certificate, invoice and injury report form (ICO form).
 - 2. If no insurance application is on file you will receive a reminder notice, along with a Knight & Naughton application. This must be received before any information is processed.
 - 3. If you have filled out an application for Naughton Insurance or George Knight Insurance, we will also issue your insurance, mail your insurance certificate and invoice for the insurance premium. All other supplies must be ordered separately three (3) weeks in advance of your meet date.
 - 4. Insurance payment must be postmarked 24 hours prior to the date of your meet.

V. SIGN UP

- A. Every competitor or participant must meet the AMA and district membership requirements as stated in the appropriate AMA Amateur, Semi-Professional and Youth Competition Rule Book or Road Rider Rule Book.
- B. "Release and Waiver of Liability and Indemnity Agreement" forms are available and must be signed by all competitors, support crews, vendors and other persons authorized admittance to the restricted area (anyone near a moving motorcycle).
- C. AMA Data cards should be used for all entries, however, if other forms are used, then the wording found on the data card must be used on that form.
- D. Any person under the "age of majority" in the state where the event is held must also have the signature of his/her legal guardian or authorized adult on all forms. An authorized adult shall mean a person over the age of majority—not the parent or legal guardian—who is given the responsibility in writing and notarized for a minor on a given day. "Minor Release and Waiver of Liability and Indemnity Agreement" forms are also available.
- E. **All original releases must be mailed to the AMA.** Copies of the sign-up sheets and liability waivers should be filed and kept by the promoter until the local statute of limitations has expired.

VI. MEETS (Host organizations must be familiar with current AMA rules.)

- A. Only classes advertised need to be run.
- B. All advertisements must have the AMA Sanctioned logo included.
- C. A "Statement of Responsibility" poster must be displayed.
- D. Promoters of meets where speed is a determining factor must have an ambulance with operating oxygen supply and attending physician or qualified first-aid personnel licensed by the state or county having jurisdiction, present at all times including all practices.
- E. A complete referee report must be filled out and sent to AMA headquarters within 14 days of the event. If the meet is in a recognized district, the event results portion of the report shall be sent to the district and with the exception of Enduros, only the front page of the referee report needs to be sent to the AMA with the supporting information.
- F. National meets require complete results. This information needs to be accurate and supplied immediately. Additional forms will be supplied.
- G. The statistics are used frequently for various reasons and for many projects that benefit the members, clubs and promoters. Please be prompt, accurate and complete.

NOTE: Data cards, membership application pads, and most other insurance supplies can be ordered from the AMA at no charge. There is a charge for liability posters. Contact the Club Department at AMA headquarters. Order in plenty of time as any necessary "overnight shipping charges" are billed to your club.

DECISION NOTICE
and
FINDING OF NO SIGNIFICANT IMPACT

Off Road Vehicle Trail Improvement Project
on the
Southern Half of the Evangeline Ranger District

Kisatchie National Forest

The Environmental Assessment (EA) documenting the site-specific environmental analysis of proposed management actions pertaining to the use of Off-Road Vehicles (ORVs) in a 23,000 acre area in the southern half of the Evangeline Ranger District, is available for public review at the Forest Supervisor's office in Pineville, Louisiana and at the District Ranger's office in Alexandria, Louisiana.

ORV use has increased significantly on the Evangeline Ranger District since the Forest Plan was implemented. Much of this use occurs in the vicinity of the Old Camp Claiborne area in the southern half of the District. Although there is no trail designated and maintained by the Forest Service in this area, there is approximately 100 miles of user-created travel route that serves as a trail. Because this trail is not officially designated and on the transportation system, the Forest Service cannot use recreation operation and maintenance funds to maintain it.

The condition of these user-created trails has been monitored and it was determined that unacceptable resource impacts are occurring (primarily soil erosion and associated gully development) because of substandard location and design and the lack of systematic formalized maintenance efforts.

I have decided to take action to eliminate unacceptable resource impacts caused by unregulated ORV use, while continuing to provide quality ORV opportunities. Based on the site specific analysis documented in the EA, it is my decision to implement the management actions of Alternative C with modification. The route of the proposed trail has been altered from that called for by Alternative C and will be constructed/reconstructed on the alignment depicted on the enclosed map titled Proposed ORV Trail. The trail will be approximately 90 miles in length, 10 miles shorter than called for under Alternative C. The management actions I am implementing are:

Designate and maintain approximately 90 miles of trail, primarily for ORV use, as a component of the forest trail system.

Permit ORV use off the designated trail.

Maintain the trails with Forest Service resources, volunteer groups and any special use permittees utilizing all or part of the trail under the terms of the permit.

Prohibit passenger cars, trucks, 4 wheel drives and other highway type vehicles from using the designated trail but continue to permit their use off-trail.

Permit hiking, horseback riding and trail bicycle riding both on and off the designated trail.

Develop and manage the designated trails at three levels of difficulty: least difficult, more difficult and most difficult if such segmentation is determined to be possible by the Design Narrative. Segments designated as least difficult and more difficult would be open to: hikers, trail bicycles, ATVS, motorcycles and horses. The most difficult segments would be open only to hikers, motorcycles and trail bicycles.

Construct short segments of new trail if needed because of required mitigation and difficulty level classifications.

Allow for the development of additional ORV trail in the future if demand warrants and resource capabilities permit.

The following management requirements and standards and guidelines are incorporated into the design of the alternative to be implemented as mitigating measures. Mitigating measures are defined as actions taken to avoid, minimize, reduce, or eliminate adverse impacts as a result of implementing an alternative.

1. A Design Narrative will be prepared by the District Ranger prior to any trail designation or construction in accordance with current Forest Service Manual and Handbook direction. The Design Narrative represents a detailed project plan and description of the proposed trail and any needed support facilities such as parking areas. The Design Narrative will define the final alignment based on required mitigation measures and applicable Standards and Guidelines in the Forest Plan. The Design Narrative will also determine the difficulty level classifications for each segment of trail.
2. Based on the results of the Design Narrative, plan and program for funding and development any needed ORV support facilities such as parking areas and toilet facilities.
3. Obliterate segments of existing user created trail currently experiencing unacceptable resource impacts if not rehabilitated and utilized as part of a designated trail.
4. Manage other recreation use occurring in the area as described in the Forest Plan.
5. Pursuant to Section 106 of the National Historic Preservation Act, conduct archeological survey of the previously unsurveyed segments of any designated trail corridor, in consultation with the Louisiana

State Historic Preservation Officer.

6. The endangered red-cockaded woodpecker (RCW), its cavity trees and colony sites will be protected. Trails will be routed to avoid colony sites. If needed to maintain the RCW clan, additional acreage surrounding some colonies will be avoided and trails will be rerouted. Colony sites will be closed to all ORV use both on and off trail.
7. Other Proposed, Endangered, Threatened, or Sensitive species habitat will be protected, maintained and improved pursuant to Section 7 of the Endangered Species Act. At present, the Louisiana pearlshell is listed as endangered. Trail will not be designated within the streamside management zones of the mussel.
8. Reroute segments of existing user created routes being incorporated into the designated trail system, if possible, to avoid the following soils which have a high compaction hazard when wet: Acadia, Aqualfs, Beauregard, Guyton Kolin, Glenmora, Gore, and Kolin. Avoid Gore soils on side slopes which have a severe potential for erosion.
9. Reroute to avoid riparian areas as much as possible and minimize stream crossings. Do not parallel streams; cross streams at right angles. Reroute to avoid small bogs, seeps and wet areas. Avoid riparian areas as much as possible.
10. Reroute segments of existing user created routes being incorporated into the designated trail system to be no closer than 100 yards from any private lands.
11. Construct rolling dips (drain dips) on long sustained trail grades, with an outslope in the dip for natural cross drainage, to prevent excessive surface run-off and subsequent erosion. The AMA's GUIDE TO OFF-ROAD TRAIL DESIGN AND CONSTRUCTION for dip location and spacing may be used. The spacing of dips will depend on the prevailing slope, amount of runoff and the erodibility of the soil. Spacing should be determined, on-the-ground, by experience and observation of other trails.
12. Construct water bars on long slopes of existing trails where drain dips are not practical. Water bars should angle at about 45° down-slope to undisturbed forest soil. Water bar spacing and height will be in accordance with KNF specifications.
13. On stream crossings that require bridging, construct water bars or broad based rolling dips no closer than 50 feet from the streams, or provide an adequate filter strip between the dip and the stream.
14. Construct streams crossings on perennial and intermittent streams as needed. Use concrete fords and gravel surface on the approach to the

channel in order to reduce sediment delivery. Cross streams at right angles.

15. As problems due to erosion, entrenchment, and sedimentation develop on sections of the trail, relocate and incorporate appropriate erosion prevention measures.
16. Place appropriate signs where the trail enters the 100-year floodplain of Roaring Creek in the SW 1/4 of section 32 T1N R2W as per FSM 2527.6.
17. Minimize the miles of new road construction that would adversely impact ORV use patterns through use or improvement of existing corridors.
18. Remnants of the Camp Claiborne facilities that represent a significant hazard to ORV users will be identified and the land area that encompasses them closed to ORV use.
19. All ORVs used will be required to meet current Forest Service sound emission requirements. District personnel will conduct random tests as needed to insure compliance.

An Interdisciplinary (ID) Team of resource specialists was established to develop and evaluate alternatives for management of ORV use in the study area. The scope of the analysis considered only the approximately 23,000 acre area as delineated on the enclosed map titled Study Area; ORV management policy on the rest of the Evangeline District and Kisatchie National Forest was not addressed. ORV use that occurs under special use permit is not the subject of this analysis.

The ID Team prepared an Environmental Assessment that analyzed 5 alternatives as summarized below:

ALTERNATIVE A

A specific geographic area encompassing all 100 miles of existing user created route would be delineated and posted on the ground. No off-trail use within the defined area would be permitted. Approximately 100 miles of trail, based on the alignment of the existing user created routes, would be designated and maintained primarily for ORV use as a component of the forest trails system. Because of required mitigation and difficulty level classifications, some new trail construction would be required. This trail configuration allows for the development of additional ORV trail in the future if demand warrants and resource capabilities permit.

The trails would be maintained by the Forest Service, volunteer groups and any special use permittees utilizing all or part of the trail under the terms of the permit.

Passenger cars, trucks, 4 wheel drives and other highway type vehicles would be prohibited except on roads. Hiking, horseback riding and trail bicycle riding would be permitted both on and off the trail.

The trails may be developed and managed at three levels of difficulty: least difficult, more difficult and most difficult. Segments designated as least difficult and more difficult would be open to: hiking, trail bicycles, ATVS, motorcycles and horses. The most difficult segments would be open only to hiking, motorcycles and trail bicycles.

ALTERNATIVE B

This Alternative would designate and maintain approximately 70 miles of trail primarily for ORV use, based on the alignment of the existing user created routes, as a component of the forest trail system. Because of required mitigation and difficulty level classifications, some new trail construction would be required. This trail configuration allows for the development of additional ORV trail in the future if demand warrants and resource capabilities permit. ORV (motorcycle and ATV) use off the designated trail would be permitted.

The trails would be maintained by the Forest Service, volunteer groups and any special use permittees utilizing all or part of the trail under the terms of the permit.

Passenger cars, trucks, 4 wheel drives and other highway type vehicles would be prohibited on the trail but would continue to be permitted off-trail. Hiking, horseback riding and trail bicycle riding would be permitted both on and off the trail.

The trails may be developed and managed at three levels of difficulty: least difficult, more difficult and most difficult. Segments designated as least difficult and more difficult would be open to: hiking, trail bicycles, ATVS, motorcycles and horses. The most difficult segments would be open only to hiking, motorcycles and trail bicycles.

ALTERNATIVE C

This Alternative would designate and maintain, primarily for ORV use, approximately 100 miles of trail based on the alignment of the existing user created trail as a component of the forest trail system. Because of required mitigation and difficulty level classifications, some new trail construction would be required. This trail configuration allows for the development of additional ORV trail in the future if demand warrants and resource capabilities permit. ORV use off the designated trail would be permitted.

The trails would be maintained by the Forest Service, volunteer groups

and any special use permittees utilizing all or part of the trail under the terms of the permit.

Passenger cars, trucks, 4 wheel drives and other highway type vehicles would be prohibited on the trail but would continue to be permitted off-trail. Hiking, horseback riding and trail bicycle riding would be permitted both on and off the trail.

The trails could be developed and managed at three levels of difficulty: least difficult, more difficult and most difficult. Segments designated as least difficult and more difficult would be open to: hiking, trail bicycles, ATVS, motorcycles and horses. The most difficult segments would be open only to hiking, motorcycles and trail bicycles.

ALTERNATIVE D (NO ACTION)

This is the "NO ACTION" Alternative required for evaluation under the National Environmental Policy Act. This Alternative would maintain status quo conditions. There would be no change from current management. All user created trail would continue to be utilized. Off-trail use would be permitted. Maintenance of the existing user created trails would be done by volunteer groups in cooperation with the forest and as a requirement of any special use permits.

ALTERNATIVE E

This Alternative would prohibit all ORV use in the study area, encompassing all 100 miles of existing user created trail. All existing user created trail would be closed and obliterated. Resource damage caused by prior ORV use would be corrected. Hiking, horseback riding and trail bicycle riding would be permitted. ORV use would continue to be allowed on the rest of the Evangeline Ranger District and Forest in accordance with the Forest Plan.

REASONS FOR THE DECISION

Alternative C with modification was selected because it best provides for a variety of recreation and other public uses while protecting and enhancing the other values and resources of the study area. It will result in the elimination of the unacceptable resource impacts resulting from ORV use, while continuing to provide quality ORV opportunities on the southern half of the Evangeline Ranger District.

The modification of Alternative C removed all proposed trail (approximately 10 miles) from the streamside management zones of the endangered Louisiana pearlshell mussel. The area from which the proposed trail was eliminated was the steepest and most rugged of the whole proposed trail and was crossed by

many creeks and drainages. Though an ORV trail could have been constructed in this area without unacceptable impacts to the Louisiana pearlshell mussel or other resources, it would have been costly. Multiple reinforced stream crossings or bridges and substantial distances of hardened trail tread would have been required. Monitoring and trail maintenance efforts would have had to be more intense than on the remainder of the trail.

FINDINGS

This action is consistent with the management direction and land allocation of the Final Land and Resource Management Plan (Forest Plan) of the Kisatchie National Forest based on the following findings:

1. The proposed actions are responsive to the goal of "Improve the quality of recreation experiences available to the Forest visitor and provide opportunities at the appropriate Recreation Opportunity class levels" (Forest Plan, page III-2).
2. The proposed actions are consistent with the the Forest-Wide Management Requirements of: "Emphasize dispersed recreation. The Forest is open to off-road vehicles except for selected areas closed to protect the resources or other special uses." (Forest Plan, page III-9)
3. The proposed actions are consistent with the Prescription for Management Area #11 which states, "Provide for a full range of dispersed recreation activities: hiking, hunting, nature study, camping, picnicking, gathering forest products, and ORV use." (Forest Plan, page III-113)
4. Some of the proposed actions do occur within the 100-year floodplain. Impacts to the floodplain will be mitigated through the use of standards and guidelines listed on pages 2 through 4 of this Decision Notice.

From the results of the site-specific analysis documented in the Environmental Assessment (EA), I have determined that this action is not a major federal action and will not significantly affect the quality of the human environment, individually or cumulatively with other actions in the general area. Therefore, an Environmental Impact Statement is not needed. This determination is based on the following factors:

1. There are no known effects to public health or safety nor does the action adversely affect any known Proposed, Endangered, or Threatened species or critical habitat for those species.
2. There are no known effects on the human environment that are highly uncertain or involve unique or unknown risks; and based on scoping, the effects of this action on the quality of the human environment are

not likely to be highly controversial.

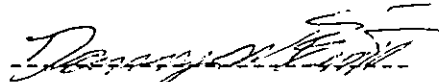
3. The physical and biological effects are limited to the immediate treatment area which has no special uniqueness, and the action does not set a precedent for other projects that may have significant effects.
4. The action causes no known adverse effects to, or causes the loss or destruction of significant cultural or historic resources.
5. There are no known significant irretrievable or irreversible commitments of resources; the action does not threaten violation of federal, state, or local law or requirements imposed for the protection of the environment.
6. This action is within the scope of the Final Environmental Impact Statement for the Final Land and Resource Management Plan of the Kisatchie National Forest, as amended.

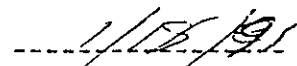
IMPLEMENTATION AND REQUEST FOR REVIEW

This decision may be implemented no sooner than 30 days, beginning the day after the legal notice of this decision is published.

This decision is subject to review pursuant to 36 CFR 217. Any written notice of appeal of this decision must be fully consistent with 36 CFR 217.9, "Content of Notice of Appeal", including the reasons for appeal and must be filed with: John E. Alcock; Regional Forester; Southern Region; 1720 Peachtree Road N.W.; Atlanta, Georgia 30367 no later than 45 days, beginning the day after the legal notice of this decision is published.

Simultaneously, send a copy of the notice of appeal to my office: Forest Supervisor; Kisatchie National Forest; 2500 Shreveport Highway; Pineville, Louisiana 71360. For additional information concerning this decision or the Forest Service appeal process, contact: Cynthia A. Witkowski; 2500 Shreveport Highway; Pineville, Louisiana 71360; Phone: 318-473-7160.


Forest Supervisor
Kisatchie National Forest
2500 Shreveport Highway
Pineville, Louisiana 71360


Date

George Knight & Assoc. Inc.

P.O. Box 55295 • Tulsa, OK 74155

NOT VALID WITHOUT CERTIFICATE NUMBER

Certificate No. **09421**

ADDITIONAL DECLARATIONS

Name and Address of Promoter

ACADIANA DIRT RIDERS INC

AMA Sanction # AY0079

JIM BARRETT

PO BOX 4731

LAFAYETTE LA 70502

SCHEDULE A

Type of Meet ENDURO Date(s) of Meet 04-22-23-95

Location of Meet FOREST HILL, LA

The Insurance afforded is only with respect to the above meet on the day(s) indicated for the following coverages, subject to the payment of the meet premium (including policy fee). The policy limit of liability is as stated subject to all the terms in this policy having reference thereto including those, if any listed under special conditions below.

INSURANCE COMPANY	POLICY NUMBER	LIMIT OF LIABILITY	MEET PREMIUM
SPHERE DRAKE Insurance Company	SDM00422-01	\$ <u>300,000</u> Per Occurrence Bodily Injury, Property Damage, Personal Injury	405.00

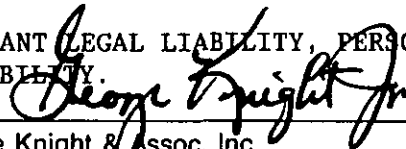
Special Conditions:

1. ADDITIONAL INSURED ARE: ACADIANA DIRT RIDERS INC, AMA, AMA DISTRICT 19, CLECO, PO BOX 5000, PINEVILLE, LA, USDA SERVICE, USFS, EVANGELINE RANGER DISTRICT, 3727 GOVERNMENT STREET, ALEXANDRIA, LA 713-01, BUT ONLY AS RESPECT CLAIMS OCCURRING AS A RESULT OF THE INSURED'S OPERATIONS PERTAINING TO A COVERED SANCTIONED MEET.

- 2 IT IS UNDERSTOOD AND AGREED THAT THE COVERAGE PROVIDED UNDER THIS POLICY WILL NOT BE CANCELLED OR ITS PROVISIONS CHANGED OR DELETED BEFORE THIRTY (30) DAYS WRITTEN NOTICE TO THE USFS, FOR THE INSURANCE COMPANY.

3. ISSUED 03/20/95

COVERAGE INCLUDES SPECTATOR LIABILITY, PARTICIPANT LEGAL LIABILITY, PERSONAL AND PROPERTY DAMAGE LIABILITY AND CONTRACTUAL LIABILITY.
ATTENTION: Participants liability coverage will be cancelled if organizers fail to obtain and produce the signed "Release and Waiver of Liability and Indemnity Agreement".


George Knight & Assoc. Inc.

BILL FOR COLLECTION <small>(Ref. F&M 6530)</small>		1. Place of Issue <p style="text-align: center;">Alexandria, LA.</p>																											
Please pay by money order, bank draft, or check payable to FOREST SERVICE, USDA. Mail payment with this statement in the enclosed envelope to: UNIT COLLECTION OFFICER, FOREST SERVICE. P.O. Box 60000, San Francisco, CA. 94160-1658		2. Date of Issue <p style="text-align: center;">4/7/95</p>																											
<div style="border: 1px solid black; padding: 10px; margin: 0 auto; width: 80%;"> ACADIANA DIRT RIDERS, INC. P.O. Box 4731 Lafayette, LA. 70502 </div> <p style="font-size: small; margin-top: 5px;">Please Show Any Change Of Address Below:</p>																													
FOLD HERE																													
3. Date or Period	4. Description		5. Amount																										
4/95	2720 Special Use Permit - Holder #4117 149 - Enduro Event <div style="margin-top: 10px;"> \$ 100.00 - Minimum Permit Fee 1,000.00 - Performance Bond <hr style="width: 50%; margin: 0;"/> \$ 1,100.00 - Total </div>		\$ 1,100.00																										
NOTE: Payments not received by the due date are subject to a LATE PAYMENT CHARGE at the rate currently published by the Department of the Treasury unless a different rate is prescribed by contract or agreement.																													
		6. Date Payment Due 4/15/95	7. Amount Due \$ 1,100.00																										
FOLD HERE																													
8. Bill Number	9. Unit Number	10. Sub-Unit Number	11. Timber Sale Contract Number																										
52116	TT06	02																											
12. Remarks USDA USFS ACCOUNT #1233580876 LOCKBOX FILE # 41658 REC'D PAYMENT IN FORM OF: <div style="margin-top: 10px;"> <u>Check, M/O</u> </div> <div style="margin-top: 10px;"> <u>Date Rec'd</u> <u>Coll. Officer</u> </div> <div style="margin-top: 10px;"> <u>Date Sent</u> <u>Date Rec'd</u> <u>to Lockbox</u> <u>by Lockbox</u> </div>		13. FOREST SERVICE ACCOUNTING DATA <table border="1" style="width: 100%; border-collapse: collapse; font-size: x-small;"> <tr> <th rowspan="2">TRANS. CODE</th> <th rowspan="2">MANAGEMENT CODE</th> <th rowspan="2">FY</th> <th colspan="2">OBJ CLASS</th> <th rowspan="2">AMOUNT</th> </tr> <tr> <th>MAJ.</th> <th>SUB.</th> </tr> <tr> <td style="text-align: center;">A</td> <td style="text-align: center;">863717</td> <td style="text-align: center;">95</td> <td></td> <td></td> <td style="text-align: right;">\$ 1,000.00</td> </tr> <tr> <td style="text-align: center;">A</td> <td style="text-align: center;">898418</td> <td style="text-align: center;">95</td> <td></td> <td></td> <td style="text-align: right;">100.00</td> </tr> <tr> <td colspan="5" style="text-align: right; padding-top: 10px;">14. TOTAL </td> <td style="text-align: right; padding-top: 10px;">\$ 1,100.00</td> </tr> </table>		TRANS. CODE	MANAGEMENT CODE	FY	OBJ CLASS		AMOUNT	MAJ.	SUB.	A	863717	95			\$ 1,000.00	A	898418	95			100.00	14. TOTAL					\$ 1,100.00
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A	863717	95			\$ 1,000.00																								
A	898418	95			100.00																								
14. TOTAL					\$ 1,100.00																								

RULE

Department of Wildlife and Fisheries Wildlife and Fisheries Commission

The Wildlife and Fisheries Commission does hereby promulgate a rule governing both recreational and commercial crawfishing on agricultural lands within the Sherburne Wildlife Management Area.

Title 76

WILDLIFE AND FISHERIES

Part VII. Fish and Other Aquatic Life

Chapter 1. Freshwater Sport and Commercial Fishing

§177. Crawfishing on Agricultural Lands Within Sherburne WMA

The Department of Wildlife and Fisheries manages as part of Sherburne Wildlife Management Area, two agriculture units owned in fee title by the U. S. Army Corps of Engineers. These two tracts are located on the eastern portion of the Wildlife Management Area, near Ramah. Extensive land development in the form of levee impoundments, water control structures, and reforestation is planned on both of these farms to manage favorable habitat for wildlife. Due to the high interest in crawfish harvesting on the above mentioned farms, the following measures will be put in place and enforced to:

1. Minimize disturbance to wildlife;
2. Protect present and future reforestation efforts;
3. Prevent damage to impoundment features;
4. Allow utilization of crawfish resources for both recreational and commercial interests in a manner to avoid user conflicts.

Persons wishing to harvest crawfish on these farms will be

required to obtain a permit from the Department of Wildlife and Fisheries. Each commercial harvester is assessed a \$50 administrative fee and is allowed one helper. Permittee must be present to run traps. All persons harvesting crawfish recreationally from the ages of 16-59 years old must possess either a fishing license, hunting license, or a Wild Louisiana Stamp. Recreational harvesters are limited to 100 pounds per boat per day. All crawfish harvesting will be allowed only between the hours of 1/2 hour before sunrise to 1/2 hour after sunset. Violation of any restrictions which apply to this permit will result in the permit being canceled in addition to any citations issued for the offense. The production and harvest of crawfish is incidental to water levels maintained to manage for wildlife species. Water levels will not be maintained solely for crawfish harvesting, nor is there any assurance that the water levels controlled for wildlife will yield crawfish. Guidelines are as follows:

North Farm: Acreage on this farm totals 800 acres. The entire farm will be impounded for waterfowl management. The eastern one-third of the property (289.7 acres) will continue to be farmed. If water conditions preclude farming operations, crawfishing activities will be restricted to watercraft without a motor. The remaining uncropped acreage (410.7 acres) will be open to crawfishing April 1 to July 31. No watercraft with a motor will be allowed. Entry into ponds for crawfishing will be at designated points only (contact the Opelousas office for maps).

South Farm: Acreage on this farm totals 1,600 acres. This farm is divided into 4 units as follows.

Unit 1 - Closed to crawfishing - Reforestation areas will be off limits to all crawfish harvesting activities to protect tree seedlings.

Unit 2 - Crawfishing permitted - Watercraft with motor will be allowed in this unit.

Unit 3 - Crawfishing permitted - No watercraft with a motor will be allowed in this unit for the protection of waterfowl impoundment features.

Unit 4 - Crawfishing permitted - Watercraft with a motor will be allowed in this unit.

Entry into all units of south farm is at designated points only, crawfishing harvesting permitted from April 1 to July 31 (contact the Opelousas office for maps).

SPECIAL USE PERMIT

SHERBURNE WILDLIFE MANAGEMENT AREA

Name _____

Address _____

Phone _____ Driver's License No. _____ DOB _____

PERIOD OF USE: From _____, 19__ To _____, 19__

Description: Contact the Opelousas office for maps.

Special Conditions:

- 1 - Crawfish harvesting allowed from April 1 to July 31 only.
- 2 - Motorized watercraft allowed in designated areas only.
- 3 - Entry into farm at designated points only.
- 4 - Crawfish harvesting only between 1/2 hour before sunrise to 1/2 hour after sunset.
- 5 - Recreational harvesting limited to 100 pounds live

crawfish per boat per day. All recreational harvesters from the ages of 16-59 must possess either a fishing license, hunting license, or Wild Louisiana Stamp.

6 - Commercial harvesters are assessed a \$50 administrative fee and each permittee is allowed one helper. Permittee must be present to run traps.

7 - By signing this permit, permittee agrees to abide by all special regulations. Any violation of WMA rules and regulations will result in cancellation of permit.

8 - The production and harvest of crawfish is incidental to water levels maintained to manage for a diversity of wildlife species. Water levels will not be maintained solely for crawfish production and/or harvesting, nor is there any assurance that the water levels controlled for wildlife will yield crawfish.

9 - _____ Recreational

_____ Commercial Paid _____

Permit # _____ Signature: _____

Date: _____

Authority Note: Promulgated in accordance with R.S. 56:109 and R.S. 56:761.

Historical Note: Promulgated by the Department of Wildlife and Fisheries, Wildlife and Fisheries Commission LR 21: .

Perry Gisclair

Chairman

DECLARATION OF EMERGENCY

Department of Wildlife and Fisheries
Wildlife and Fisheries Commission

In accordance with the emergency provisions of R.S. 49:953(B) of the Administrative Procedure Act, and R.S. 49:967(D) which provides that the Wildlife and Fisheries Commission use emergency procedures to set the 1995-96 fur harvest season statewide from November 20, 1995 through March 20, 1996. Authority to extend or shorten the adopted season by the Secretary is hereby authorized by the Wildlife and Fisheries Commission.

Perry Gisclair

Chairman

Johnnie,
Please Review

Susan

Concuer: *[Signature]*
8/29/95
8-29-95

RULE

Department of Wildlife and Fisheries Wildlife and Fisheries Commission

The Wildlife and Fisheries Commission hereby amends a rule for black bass size regulations in the Atchafalaya Basin and the Lake Verret Area.

Title 76

Wildlife and Fisheries

Part VII. Fish and Other Aquatic Life

Chapter 1. Freshwater Sport and Commercial Fishing

§165. Black Bass Regulations - Atchafalaya Basin-Lake Verret Area

It shall be unlawful to take or possess, while on the water or while fishing in the water, black bass less than 14 inches in total length in the area south of U.S. 190 from the West Atchafalaya Basin Protection Levee to the intersection of LA 1 and U.S. 190 due north of Port Allen, east of the West Atchafalaya Basin Protection Levee from U.S. 190 to U.S. 90, north of U.S. 90 from the West Atchafalaya Basin Protection Levee to LA 20, north and west of LA 20 from U.S. 90 to LA 1 in Thibodaux, south and west of LA 1 from LA 20 to U.S. 190. This rule will expire at midnight, September 30, 1997.

AUTHORITY NOTE: Promulgated in accordance with R.S. 56:326.3.

HISTORICAL NOTE: Promulgated by the Department of Wildlife and Fisheries, Wildlife and Fisheries Commission, LR 19:361 (March 1993), amended LR

Perry Gisclair

Chairman

TO: LDWFC Chairman Perry Gisclair

FROM: East Ascension Sportsman's League

DATE: August 29, 1995

SUBJECT: Exempting the Spotted (Kentucky) Bass from the "minimum total length of 14 inches" regulation in the Atchafalaya Basin.

c: LDWF Secretary Joe L. Herring

The East Ascension Sportsman's League has gone on record as supporting a one year extension of the Atchafalaya Basin and Lake Verret - Palourde area Hurricane Recovery Plan in which LDWF Biologists have asked for an extension of the regulations requiring a minimum total length of 14 inches for Black Bass in these areas.

However, over the past year many of our members have talked about the Spotted Bass that they have been catching and releasing in the Basin. After discussion amongst ourselves and with some LDWF personnel we believe that most of the Spotted Bass in the Basin will not exceed the "minimum total length of 14 inches" and that anglers could add Spotted Bass under 14 inches to their creel with no impact to the studies of the Largemouth Bass currently being conducted by LDWF Biologists. Therefore EASL would like to see the LDWF Commission clarify existing regulations or promulgate new regulations that would differentiate between Largemouth and Spotted Bass and exempt Spotted Bass from the "minimum total length of 14 inches" regulations.

Identifying the Spotted Bass is relatively easy and LDWF has fish identification guides that clearly distinguish the Spotted Bass from the Largemouth Bass and other similar species therefore enforcement of and adherence to regulations concerning Spotted Bass should not pose a problem.

Our members have gratefully supported and participated in the restocking efforts in the Basin area and we are pleased with the results thus far but we are frustrated over catching and releasing Spotted Bass from these waters which we assume may never be harvestable under the current regulations.

Please have this item placed on the agenda for discussion and possible action at the LWFC September meeting.

Sincerely,

A handwritten signature in black ink that reads "Terry L. Melancon". The signature is fluid and cursive, with the first letters of the first and last names being capitalized and prominent.

Terry L. Melancon
EASL Board of Directors



RANDY ROACH
DISTRICT 36

STATE OF LOUISIANA
HOUSE OF REPRESENTATIVES

P.O. BOX 4983
LAKE CHARLES, LOUISIANA 70606
1-800-259-4443
LINC 475-8092
LAKE CHARLES OFFICE (318) 478-8551
CAMERON OFFICE (318) 542-4443
FAX L.C. OFFICE (318) 478-5250
FAX CAMERON OFFICE (318) 542-4696

NATURAL RESOURCES
WAYS & MEANS

August 25, 1995

Mr. Perry Gisclair, Chairman
Louisiana Wildlife & Fisheries Commission
P. O. Box 98000
Baton Rouge, La. 70808-9000

Re: House Concurrent Resolution No. 95
To direct the Department of Wildlife and Fisheries to
adopt rules regulating the placement of crab traps in
Sabine Lake.

Dear Mr. Gisclair:

The Wildlife & Fisheries Commission recently adopted regulation restricting the use of crap traps in Sabine Lake during the first two weeks of the white shrimp season. We appreciate very much the Commission taking action to assist us with the crab trap problem in Sabine Lake. However, the crab traps remain a serious problem. The Texas crabbers are continuing to ignore these regulations. The only way to enforce this rule is to ask your enforcement agents to be on the lake every day. We realize that that is impractical.

Therefore, we are asking you to reconsider adopting a regulation in accordance with the recommendations of House Concurrent Resolution No. 95. This resolution accurately summarizes the nature of the problem which we are continuing to experience in Sabine Lake.

I am furnishing you with a letter signed by several of the shrimpers in the Sabine Lake area. They cannot attend the Commission meeting in person. Time, distance and other commitments prevent them from being able to make the trip. However, they are very concerned about this problem and they wanted me to emphasize their interest in seeing this Resolution adopted by the Commission.

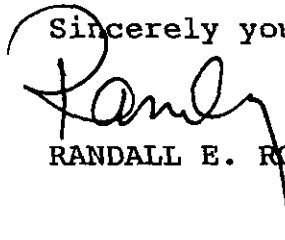
In addition, I am also furnishing you with a Resolution that was signed by area shrimpers last year relative to this same problem.

The Cameron Parish Sheriff's Office has indicated to the area shrimpers that they will assist in enforcing any rule or regulation that the Commission deems appropriate in this situation.

Thank you very much for your consideration in this matter.

With best regards,

Sincerely yours,

A handwritten signature in cursive script, appearing to read "Randy", is written over the typed name. The signature is fluid and somewhat stylized, with a long horizontal stroke at the end.

RANDALL E. ROACH

RER/gg

Enclosure

Season opened Aug 21

Sunday Aug 20 Just before dark - traps
in lake

Monday Aug 21 - Am + pm traps in
lake

Tuesday Aug 22 - Agents ~~in~~ lake 8A -
1:30p Gave tickets to TEXAS crabbers
Traps still in lake at dark

Wednesday Aug 23 - Boat to be sent
to lake to pick up traps

Traps increased in Willow Bayou by
100+ Traps were worked and
rebailed in a.m.

Traps still in lake at dark

Pictures taken 2pm of traps in Willow
Bayou

Thursday Aug 23 Pictures taken of
TEXAS boat picking up traps before
daylight. He made 2 trips loaded
with crab traps and crabs. I was
home by 7A

No traps in Willow Bayou Area at
dark

Friday Aug 24 Shrimpers started
pulling nets in area. Picked up 5
discarded traps while trawling

Saturday Aug 25 Agents in lake - Federal?
and State?

Tuesday Sept 1 1995
Johnson Bayou La.

To Louisiana Dept of Wildlife and Fisheries
Commission

Gentlemen

The signatures represented
use Sabine Lake for a variety of
purposes including Commercial
and/or recreational Crabbing, Fishing
and Shrimping, as well as water
skiing, boating and family outings.
Alligator, duck and goose Hunters
and guides utilize the lake as
well. Ingbats cross Sabine Lake
several times, if not daily, weekly.

The residents of Louisiana
have been hindered by the
extreme infestation of "Out of State"
Crabbers and their traps, from
partaking in the resources of
Sabine Lake. Some may need to
supplement their income or just
supply food for their families.
They are having a difficult time
doing so.

The licenses they buy, as well as gasoline, oil and food, put money into Louisiana's economy. The people of Louisiana pay local, state and federal tax as well. What have the out of state crabbers put into our economy? What have they gained by our resources?

By adopting HCR 95, in its entirety (as written) by Representative Roach, all the people may be accommodated, yet not prevent anyone from exercising their right to their chosen activity. It also provides for assistance by our Sheriff's department when requested.

The time has come for the representatives of the people of Louisiana to stand up for their own!

Thank you

The attached petition was circulated prior to the meeting of the shrimping task force. The Crabbers from Wackberry attending the meeting requested the recommendation be revised as reflected in line 3 of HCR 95 and pertains to distance "inside bays and tributaries".

Copy of above to be attached to petition and resolution Copies

August 25, 1995

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Louisiana Wildlife & Fisheries Commission
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is a very real concern to each one of us and our families. We have reviewed the recommendations contained in this resolution with resident crabbers and they agree that these steps are necessary in order to control this problem in Sabine Lake.

Thank you for your consideration.

Rodney Baden
Name
125 Middle Ridge
Address

(318) 569-2699
Phone

Shannon Trahan
Name
1165 Smith Ridge Rd
Address

(318) 569-2148
Phone

Jessie Simon Jr
Name
150 Uriah Lane
Address
Cameron La 70631

(318) 569-2526
Phone

Billy C. Caudill
Name
H.C. 69 Box 332
Address
Cameron LA 70631

318-569-2264
Phone

Carlet Boudreau
Name
H.C. 69 Box 264A
Address
CAMERON LA. 70631
569-2568
Phone

Rich Harbor
Name
1117 Smith Ry.
Address
Cameron LA. 70631
569-2457
Phone

Michael Merritt
Name
7376 Gulf Beach Hwy.
Address
Cameron, LA. 70631
(318) 569-2197
Phone

James Bilhot H.C. 69
Name
Box 329 CAM. LA.
Address

Philip Tucker
Name
H.C. 69 Box 338D
Address

318 569 2268
Phone

Kenneth Lick
Name
154 Uriah Ln
Address
Cameron La
569-2641
Phone

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Thank you for your consideration.

John R. Cheney
Name
120 WILLOW LANE
Address
CAMERON, LA. 70631
318-569-2233
Phone

Paul R. McEl
Name
4506 Gulf Beach
Address
NEW CAMERON LA
(318) 569-2381
Phone

John McEl
Name
4506 GULF BEACH NEW
Address
CAMERON, LA. 70631
318/569-2359
Phone

W. C. McEl
Name
P.O. 396 CAMERON, LA
Address
70631

Kenneth Philodaux
Name
CAPT. OF TUG BOAT
Address
HOUMA LA.

Phone

Jessie Simon
Name
150 Urial Lane
Address
CAMERON, LA 70631
318) 569-2526
Phone

Karl Cameron
Name
130 WILLOW LN
Address
CAMERON LA 70631
318-569-2195
Phone

Patsy R. Cheney
Name
120 Willow Lane
Address
CAMERON LA 70631
318 569 2233
Phone

Name
Address

Phone

Name
Address

Phone

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Thank you for your consideration.

Name Edmond P. Trakum
Address 529 Smith Ridge
Cameron LA 70631
Phone (318) 569-2651

Name James Leger
Address 1061 Smith Ridge
Phone 569-2437

Name Billy Skarno
Address 1129 Smith Ridge
Cameron La
Phone 318-569-2436

Name Paul Constantino
Address 133 JB Lane
Cameron LA 70631
Phone 318-569-2601

Name Eric LeBeau
Address 591 Middle Ridge
Phone 315 569 2238

Name _____
Address _____
Phone _____

Name _____
Address _____
Phone _____

Name _____
Address _____
Phone _____

Name _____
Address _____
Phone _____

Name _____
Address _____
Phone _____

August 25, 1995

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Thank you for your consideration.

Randy L. L.
Name

Address
353 Smith Ridge
Cameron 24.

Phone 318-569-2165

Name

Address

Phone

Name

Address

Phone

Name

Address

Phone

Name

Address

Phone

Name

Address

Phone

Name

Address

Phone

Name

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Phone

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Thank you for your consideration.

Tommy Graham
Name
Box 6590
Address
Cameron LA 70631

569-2687
Phone

Eric S. Smith
Name
1344 Smith
Address
Cameron LA

318-569-2503
Phone

Carl Graham
Name
140 Smith
Address
Cameron LA

Phone

James D. Graham
Name
171 Budd Lane
Address
Cameron LA 70631

(318) 569-2220
Phone

Edward Baumiguel
Name

Address
861 Smith Ridge & Cameron LA 70631

Phone

Kurt Stover
203 Prescott Ln
Cameron LA 70631
(318) 569-2658

Mark J. Smith
Name
66428 Gulf Beach
Address
Cameron LA 70631

318 (569-2278)
Phone

Jim Darnard
Name
1171 SMITH RIDGE
Address
CAMERON LA. 70631

318-569-2424
Phone

Edward Graham
Name
5222 Gulf Beach Hwy
Address

Phone

Chad Badon
Name
159 Middle Ridge
Address
Cameron LA 70631

318 569 2101
Phone

Larry A. Smith
Name
6510 Gulf Beach Hwy
Address
Cameron LA 70631

318-569-2476
Phone

Kurt Stover 569-2494
1003 Smith Ridge
Cameron LA. 70631

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Alton A. Trahan
Name
6699 Gulf Beach Hwy.
Address
Cameron La. 70631

318-569-2283

Phone
Kent A. Carlson
Name
331 Smith Ridge
Address
Cameron, LA 70631

318-569-2558
Phone

Tracy Clay Bisset
Name
654 Middle Ridge
Address
Cameron LA 70631

318-569-2583
Phone

Todd M. Morrison
Name
6522 Gulf Beach Hwy.
Address
Cameron, LA 70631

Phone

Don E. Tarter
Name
140 Utiha Ln
Address
Cameron LA 70631

(318) 569-2178
Phone

Paul C. Young
Name
5810 Gulf Beach Hwy
Address
Cameron LA. 70631

318 569-2631

Phone
Glen D. Trahan
Name
136 Arvin Lane
Address
Cameron, LA. 70631

Phone
Tommy T. Tarter
Name
5202 Ocean View Hwy
Address
Cameron LA 70631

569-2275

Phone
Michael Jinks
Name
HC 69 Eddie Lane
Address
HC 69 B01 CAMERON, LA.

N.A.

Phone
Clifton H. Morris Jr.
Name
784 Deep Bayou Road
Address
Cameron LA.

318-569-2257
Phone

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Thank you for your consideration.

Calise Pomeroy
Name
1099 Smith Ridge Rd
Address
Cameron, LA 70631
318-569-2395
Phone

CHRISTINE ALMENDAREZ
Name
1003 SMITH RIDGE RD
Address
CAUTION, LA 70631
318-569-2494
Phone

R. Dale M
Name
284 Deep Bayou Road
Address
Cameron LA 70631
(318) 569-2257
Phone

Barry Bada
Name
119 ISSAC LANE
Address
Cameron, LA 70631
(318) 569-2630
Phone

Russell Hebert
Name
6466 Gulf Beach Hwy
Address
Cameron La. 70631
(318) 569-2249
Phone

Bobbee Harard
Name
1171 Smith Rd
Address
Cameron LA 70631
318 569-2424
Phone

Name

Address

Phone

Name

Address

Phone

Name

Address

Phone

Name

Address

Phone

Attention!!

Concerned Citizens; Commercial, recreational, or otherwise, who have an objection to crab traps in Sabine Lake that interfere with their freedom and right to enjoy the resources that belong to all the people.

A meeting of the shrimping task force will be held at 3pm on January 4, 1994, at the Police Jury Annex in Cameron Louisiana, for input concerning this and other matters.

The following recommendation will be submitted:

Crab traps will not be placed closer than one (1) mile from shore, nor closer than one hundred (100) yards apart, year round, in Sabine Lake.

The signatures below are in favor of the recommendation.

Name	Address
1. Jesse Inghy	HC 69 Box 324 Cameron, La. 70631
2. Alton A. Frapan	HC 69 Box 265 Cameron, La. 70631
3. Judy Frapan	HC 69 Box 279 Cameron, La. 70631
4. Judy Erldung	HC 69 Box 187 Cameron, La. 70631
5. Betty Frapan	HC 69 Box 221 Cameron La. 70631
6. Harry L. Frapan	HC 69 Bx 279 Cameron, LA 70631
7. Gail Spaur	HC 69 Bx 269 Cameron LA 70631
8. Gaby Brown	HC 69 Bx 269 Cameron, LA 70631
9. Loretta Frapan	HC 69 Bx. 275 Cameron, LA 70631
10. Ernest O. Frapan	HC 69 Bx. 275 Cameron, LA 70631
11. Brenda Rodriguez	HC 69 Box 278 Cam., La. 70631
12. Ruth Romero	HC 69 Box 278 Cameron La. 70631

The following recommendation will be submitted:

Crab traps will not be placed closer than one (1) mile from shore, nor closer than one hundred (100) yards apart, year round.

The signatures below are in favor of the recommendation.

Name	Address
1. Amanda Leger	HC 69 Bx 288 Cameron, LA 70631
2. Chris Leger	H.C. 69 Box 288 Cameron, La. 70631
3. Ernest J. Leger	H.C. 69 Bx 288 Cameron La. 70631
4. Jay Boudreau	HC 69 Box 264A Cameron, La. 70631
5. Sharon Boudreau	HC 69 Box 264A Cameron, La. 70631
6. Mae Swahan	HC 69 Box 265 Cameron, La. 70631
7. Jim Watkins	HC 69 Box 268-A ✓
8. Faye Watkins	HC 69 Box 268A Cameron, La.
9. Wilma Meritt	HC 69 Box 280 Cameron, La.
10. Robert Meritt	HC 69 Box 280, Cameron, La.
11. Michael Meritt	HC 69 Box 281, Cameron, La.
12. Theresa Meritt	HC 69 Box 281, Cameron, La.
13. Lance Blanchard	HC 69 Box 299 Cameron, La.
14. Dale Morris	HC 69 Box 290 CAMERON LA 70631
15. Geraldine Wetzal	HC 69 Box 326B Cameron La 70631
16. Joseph Wetzal	HC 69 Box 326B Cameron La 70631
17. Lucky Swahan	HC 69 Bx 326 Cameron La 70631
18. Laisha R. Swahan	HC 69 Box 300-C Cameron, LA 70631
19. Sheryl Baden	HC 69 Box 335A Cameron La 70631
20. Raymond Baden	HC 69 Box 335A Cameron LA 70631
21. Richard Baden	HC 69 Bx 335A Cameron La. 70631
22. Malcolm Baden	HC 69 Box 337 Cameron La 70631
23. Mary Baker	HC 69 Bx 337 Cameron La. 70631
24. Rhonda Coleman	HC 69 Bx 335 Cameron La 70631
25. Sam Allen	HC 69 Box 335 Cameron La. 70631

The following recommendation will be submitted:

Crab traps will not be placed closer than one (1) mile from shore, nor closer than one hundred (100) yards apart, year round.

The signatures below are in favor of the recommendation.

Name	Address
1. Belinda Simon	H.C. 69 Box 238 Cameron, La
2. Jessie J. Simon Jr.	H.C. 69 Box 238 Cameron, La 70631
3. Canall L. Trobot	H.C. 69. ROUTE Box 243
4. Mary A. Trobot	CAMERON - LA. 70631
5. Jackie Jinks	H.C. 69 Box 255 Cameron, La. 70631
6. Rudy Young	H.C. 69 Box 205 Cameron, La. 70631
7. Charles H. Jinks	H.C. 69 Box 255 Cameron, La. 70631
8. Clayton C. Jinks	H.C. 69 Box 255 Cameron, La. 70631
9. James S. Jinks	H.C. 69 Box 261 Cameron, La. 70631
10. Yvette M. Jinks	H.C. 69 Box 261 Cameron, La. 70631
11. Lori Simon	H.C. 69 Box 203 Cameron, La. 70631
12. Adlai Simon	H.C. 69 Box 203 Cameron, La. 70631
13. Georgie Iahan	H.C. 69 Box 271 Cameron, La. 70631
14. Jadinda Prochaska	H.C. 69 Box 266 Cameron, La. 70631
15. Curtis Iahan	H.C. 69 Box 340-B Cameron, La. 70631
16. Loretta Iahan	H.C. 69 Box 340-B Cameron, La. 70631
17. Willie Iahan	H.C. 69 Box 236 Cameron, La. 70631
18. Lois A. Iahan	H.C. 69 Box 236 Cameron, La. 70631
19. Sandra Iahan	H.C. 69 Box 235E Cameron, La. 70631
20. Claudette Badon	H.C. 69 Box 346 Cameron, La. 70631
21. Blandon Badon	H.C. 69 Box 344 Cameron, La. 70631
22. Veronica Conner	H.C. 69 Box 336C Cameron, La. 70631
23. Sadie Jinks	H.C. 69 Box 336 Cameron, La. 70631
24. X Paulette Courville	H.C. 69 Box 336 Cameron, La. 70631
25. Betty Silbeaud	H.C. 69 Box 246 Cameron, La. 70631

The following recommendation will be submitted:

Crab traps will not be placed closer than one (1) mile from shore, nor closer than one hundred (100) yards apart, year round.

The signatures below are in favor of the recommendation.

Name	Address
1. Ray S. Billeant	HC 69 Cameron, La. 70631
2. Melene Burch	HC 69 Box 247 Cameron La 70631
3. Charles W. Sandifer	HC 69 Box 336 Cameron, La. 70631
4. Claudelle Sandifer	HC 69 - Box 336 Cameron, La. 70631
5. Robin Sandifer	HC 69 Box 336 Cameron, La. 70631
6. Robert E. Trahan	H.C. 69 Box 246 Cameron, La. 70631
7. Connie Trahan	HC 69 Box 246 Cameron, La. 70631
8. Russell Baden	HC 69 Box 304-C Cameron La. 70631
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Attention!!

Concerned Citizens; Commercial, recreational, or otherwise, who have an objection to crab traps in Sabine Lake that interfere with their freedom and right to enjoy the resources that belong to all the people.

A meeting of the Shrimping task force will be held at 3pm on January 4, 1994, at the Police Jury Annex in Cameron Louisiana, for input concerning this and other matters.

The following recommendation will be submitted:

Crab traps will not be placed closer than one (1) mile from shore, nor closer than one hundred (100) yards apart, year round, in Sabine Lake.

The signatures below are in favor of the recommendation.

Name	Address
1. Rodney Guilbeaux	HC 69 Box 12 / Cameron
2. Annette Guilbeaux	HC 69 Box 12 / Cameron
3. Gary Baden	HC 69 Box 335B CAMERON
4. Mark Young	HC 69 Box 194 CAMERON
5. Rhonda Turner	HC 69 Box 251 Cameron
6. Todd H. Morrison	HC 69 Box 251 Cameron
7. Charlene Young	HC 69 Box 254-D Cameron
8. Howard Romero	HC 69 Box 304 Cameron, La.
9. Karl Romero	H.C. 69 Box 292C Cameron, La.
10. Melinda Baker	HC 69 Box 257 Cameron
11. Yvonne Jirico	HC 69 Box 336A Cameron
12. John Church	300 PEARL LWP BAYTOWN TX

The following recommendation will be submitted:

Crab traps will not be placed closer than one (1) mile from shore, nor closer than one hundred (100) yards apart, year round.

The signatures below are in favor of the recommendation.

Name	Address
1. Margaret Church	310 Pecan Loop Baytown, TX
2. Eula Mae Griffith	HC 69 Box 296 Cameron La.
3. Molina Griffith	HC 69 Box 296 Cameron, La.
4. Dorothy Lippard	HC 69 Box 113A Cameron, La.
5. Joseph Daspard	HC 69 Box 113A Cameron
6. Alan Guidry	HC 69 Box 121-F Cameron La.
7. Anna Guidry	HC 69 Box 121-F Cameron, La.
8. Mary Roberts	HC 69 Box 120 Cameron, La.
9. Lillie Roberts	HC 69 Box 120 Cameron, La.
10. Karen Fontenot	HC 69 Box 113 Cameron, La.
11. D.L. Fontenot	HC 69 Box 113 Cameron La.
12. Laura Menard	HC 69 Box 114B Cameron, La.
13. Eunice Griffith	NC 69 Box 287 Cameron, La.
14. Bonita Blanchard	HC 69 Box 296-A Cameron, La.
15. Quentin Blanchard	HC 69 Box 296-A Cameron, La.
16. St. A. BMM	HC 69 Box 296-A Cameron, LA
17. Cherrille L. Blanchard	HC 69 Box 295A Cameron, LA
18. Dinger Backlund	HC 69 Box 295A, Cameron La
19. David Backlund	HC 69 Box 295A, Cameron La
20. James L. Cheney	HC 69 Box 295D, Cameron La
21. Pat Cheney	NC 69 Box 295D Cameron La
22. Willie Seigum	932 Gallup Jennings La. Boat Captain
23. Ophelia Marshall	HC 69 Box 290B Cameron La
24. Julie Bisset	HC 69 Box 290 A Cameron, La.
25. Donald Att	HC 59 Box 320 A Cameron La.

The following recommendation will be submitted:

Crab traps will not be placed closer than one (1) mile from shore, nor closer than one hundred (100) yards apart, year round.

The signatures below are in favor of the recommendation.

Name	Address
1. Patricia L. Sadon	HC 69 Box 299-D Cameron, LA
2. Juanita Sandifer	HC 69 Box 242 Cameron, LA
3. Maydell Jinks	HC 69 Box 260 Cameron, LA
4. Nathan Griffith	HC 69 Box 295 Cameron, LA
5. J. A. Griffith	HC 69 Box 295 Cameron, LA
6. Nelson Jinks	HC 69 Box 333 Cameron, LA
7. Tom Blanchard	HC 69 Box 299 Cameron, LA
8. Louis F. Blanchard	HC 69 Box 299 Cameron, LA
9. Eric Billiat	HC 69 Box 298 Cameron, LA
10. Robert Billiat	" "
11. Hank L. Sadon	HC 69 Box 254-A Cameron, LA
12. Cricket Sadon	HC 69 Box 254-A "
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Attention!!

Concerned Citizens; Commercial, recreational, or otherwise, who have an objection to crab traps in Sabine Lake that interfere with their freedom and right to enjoy the resources that belong to all the people.

A meeting of the shrimping task force will be held at 3pm on January 4, 1994, at the Police Jury Annex in Cameron Louisiana, for input concerning this and other matters.

The following recommendation will be submitted:

Crab traps will not be placed closer than one (1) mile from shore, nor closer than one hundred (100) yards apart, year round, in Sabine Lake.

The signatures below are in favor of the recommendation.

Name	Address
1. Mehul Tishan	B.T. 1 Box 200 Cameron La 70631
2. C.L. Morris Jr.	H.C. 69 Box 290 CAMERON LA 70631
3. H.W. Sub	H.C. 69 Box 239 Arns la 70631
4. Billy Storm	H.C. 69 Box 319 Cameron, La.
5. Sharon C. Jordan	H.C. 69 Box 322 Cameron, La
6. Ernest C. Jordan	H.C. 69 Box 322 CAMERON LA 70631
7. Denny M. Sub	H.C. 69 Box 259 Cameron, La. 70631
8. Leticia Dorant	H.C. 69 Box 338 Cameron, La. 70631
9. Cammi Baden	H.C. 69 Box 335 B Cameron, La. 70631
10. James D. Sub	H.C. 69 Box 326 K Cameron LA 70631
11. April Hebert	H.C. 69 Box 328 A Cameron La 70631
12. Sherry Martin	H.C. 69 Box 299 E Cameron, LA 70631

The following recommendation will be submitted:

Crab traps will not be placed closer than one (1) mile from shore, nor closer than one hundred (100) yards apart, year round.

The signatures below are in favor of the recommendation

Name	Address
1. Adrienne Ginks	HCLA Box 240A
2. Joseph S. Lynde	HC 69 Box 316 Cameron La 70631
3. Verna Trahan	HC 69 Box 321 Cameron La 70631
4. Lina Trahan	Rt 1 Box 116 Singer La. 70660
5. Don Taylor	HC 69 Box 237 Cameron La 70631
6. Don Taylor	HC 69 Box 237 Cameron La 70631
7. Lorie Blanchard	HC 69 Box 299 Cam " "
8. Stacey Badon	HC 69 Box 300B Cameron LA 70631
9. Juanette Wauert	HC 69 Box 338AB Cameron LA
10. Donna Trahan	HC 69 Box 255-A Cameron
11. Tommy Trahan	HC 69 Box 141 Cameron
12. Reesa Badon	HC 69 Box 346 Cameron
13. Lora Badon	HC 69 Box 256 Cameron
14. A. S. Badon	HC 69 Box 254 Cameron
15. Joni Howell	HC 69 Box 285 Cameron, La 70631
16. Travis Trahan	HC 69 Box 235C Cameron La
17. Lacey Badon	HC 69 Box 344
18. Jaz Barraud	HC 69 Box 204 Cameron, LA
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Attention!!

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The following recommendation will be submitted:

Crab traps will not be placed closer than one (1) mile from shore, nor closer than one hundred (100) yards apart, year round, in Sabine Lake.

The signatures below are in favor of the recommendation;

Name	Address
1. Delroy Fortner	
2. Roger D. Smith Sr.	H.C. 69 Box 264 Cameron, La. 70631
3. Charlotte A. Smith	H.C. 69 Box 264 Cameron, La. 70631
4. Bradley W. Smith	H.C. 69 Box 264 Cameron, La. 70631
5. Phil D. Smith	H.C. 69 Box 256 Cameron, La. 70631
6. Peggy Boudreaux	H.C. 69 Box 256 Cameron, La. 70631
7. Lynn Nathan	H.C. 69 Box 255A Cameron La. 70631
8. Rick McKay	H.C. 69 Box 271C Cameron La.
9. Dusty Sander	H.C. 69 Box 242 Cameron La. 70631
10. Elmer Boudreaux	H.C. 69 Box 343 " "
11. W. Griffith	H.C. 69 Box 334 Cameron La. 70631
12. Betty Griffith	H.C. 69 Box 334 Cameron La. 70631

The following recommendation will be submitted:

Crab traps will not be placed closer than one (1) mile from shore, nor closer than one hundred (100) yards apart, year round.

The signatures below are in favor of the recommendation.

Name	Address
1. Joseph E Baudreant	H 69 Box 308 A Cameron La.
2. Edmond P Trahan	H 69 Box 305 A Cameron La.
3. Albert Trahan	H 69 Box 305 A Cameron La.
4. Kurt Storm	H 69 Box 319 Cameron La.
5. Myrna Legier	H 69 Box 311 A Cameron, La.
6. Ernest Legier	H 69 Box 311 A CAMERON La.
7. Marie Donahoe	H 69 Box 309 Cameron, La.
8. Elvin Donahoe	H 69 Box 309 Cameron, La.
9. Dolores Baudreant	H 69, Box 308-A, Cameron, La.
10. Leroy Blanchard	H 69 Box 299 CAMERON LA.
11. Lorraine Blanchard	H 69 Box 299 CAMERON LA.
12. Shirley Storm	H 69 Box 319, Cameron, La 70631
13. Lucile P. P.	Rt 1 Box 62 Cade La. 70632
14. Louis Vincent	P.O. Box 111 Cameron, La 70631
15. J. D. P.	H 69 Box 299 E Cameron, La 70631
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Attention!!

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The following recommendation will be submitted:

Crab traps will not be placed closer than one (1) mile from shore, nor closer than one hundred (100) yards apart, year round, in Sabine Lake.

The signatures below are in favor of the recommendation.

Name	Address
1. <i>[Signature]</i>	4134 W Drich LAKE CHAR.
2. <i>John Simon JR</i>	Vinton La
3. <i>Johnny Goodin Jr.</i>	Johnson Bayou La
4. <i>John Carlsson</i>	Johnson Bayou La
5. <i>Loose Gosuler</i>	" "
6. <i>Nancy Constance</i>	Johnson Bayou, La.
7. <i>Julie Carlsson</i>	Johnson Bayou, La
8. <i>Brene Johnson</i>	Johnson Bayou La
9. <i>Luca Constance</i>	Johnson Bayou, La
10. <i>Betty Phillips</i>	Johnson Bayou La.
11. <i>Lisa Breussard</i>	Johnson Bayou La.
12. <i>Lori Gornell</i>	Johnson Bayou La

The following recommendation will be submitted:

Crab traps will not be placed closer than one (1) mile from shore, nor closer than one hundred (100) yards apart, year round.

The signatures below are in favor of the recommendation.

Name	Address
1. Allen Leabon	Johnson Bayou
2. Johnny B. Constance	Johnson Bayou
3. John B. Constance III	Johnson Bayou
4. Bobby J. Constance	Johnson Bayou
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Attention!!

Concerned Citizens; Commercial, recreational, or otherwise, who have an objection to crab traps in Sabine Lake that interfere with their freedom and right to enjoy the resources that belong to all the people.

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The following recommendation will be submitted:

Crab traps will not be placed closer than one (1) mile from shore, nor closer than one hundred (100) yards apart, year round, in Sabine Lake.

The signatures below are in favor of the recommendation.

Name	Address
1. Timothy W. Luhn	H.C. 69 Box 299-D Cameron LA
2. Morris Jones	3285 Irving Bmt TX 77705
3. Arny Jones	3285 Irving Beaumont, TX. 77705
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Attention!!

Page 15

Concerned Citizens; Commercial, recreational, or otherwise, who have an objection to crab traps in Sabine Lake that interfere with their freedom and right to enjoy the resources that belong to all the people.

A meeting of the Shrimping task force will be held at 3pm on January 4, 1994, at the Police Jury Annex in Cameron Louisiana, for input concerning this and other matters.

The following recommendation will be submitted:

Crab traps will not be placed closer than one (1) mile from shore, nor closer than one hundred (100) yards apart, year round, in Sabine Lake.

The signatures below are in favor of the recommendation;

Name	Address
1. Patty Morris	
2. James Tindler	HC 69 Box 328 A Cameron, La. 70631
3. Margaret Young	HC 69 Box 195 Cameron, La. 70631
4. James F. Bell	HC 69 Box 329 Cameron La. 70631
5. Tulla Hoot	HC 69 Box 120 Cameron, La. 70631
6. Joe Mae Robinson	HC 69 Box 305 Cameron La.
7. Dora Thompson	P.O. Box 43 Cameron La. 70631
8. [Signature]	HC 69 Box 238 Cameron La.
9. [Signature]	HC 69 Box 254 A Cameron La.
10. Dwight [Signature]	HC 69 Box 187 Cameron La.
11. Baine Wulley	HC 69 Box 186 Cameron La.
12.	

Attention!!

Page 16

Concerned Citizens; Commercial, recreational, or otherwise, who have an objection to crab traps in Sabine Lake that interfere with their freedom and right to enjoy the resources that belong to all the people.

A meeting of the Shrimping task force will be held at 3pm on January 4, 1994, at the Police Jury Annex in Cameron Louisiana, for input concerning this and other matters.

The following recommendation will be submitted:

Crab traps will not be placed closer than one (1) mile from shore, nor closer than one hundred (100) yards apart, year round, in Sabine Lake.

The signatures below are in favor of the recommendation.

Name	Address
1. Daniel L. Belliot	H.C. 69 Box 244 Cameron, La.
2. Susan Belliot	H.C. 69 Box 244 Cameron, La.
3. Daniel L. Belliot Jr.	H.C. 69 Box 244 Cameron, La.
4. C.D. Kiffe	P.O. Box 38 Cameron, La. 70631
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ENROLLED

Regular Session, 1995

HOUSE CONCURRENT RESOLUTION NO. 95

BY REPRESENTATIVE ROACH

A CONCURRENT RESOLUTION

To direct the Department of Wildlife and Fisheries to adopt rules regulating the placement of crab traps in Sabine Lake.

WHEREAS, crabbing with crab traps is regulated within the Texas portion of the waters of Sabine Lake; and

WHEREAS, due to the regulation on the Texas portion of the lake, the crab traps within the lake are currently concentrated within Louisiana's portion of the lake; and

WHEREAS, as a consequence, the influx of nonresident crab fishermen using the Louisiana portion of Sabine Lake are placing an undue hardship on Louisiana fishermen and shrimpers in that area; and

WHEREAS, many of these nonresident, unlicensed crab fishermen are fishing in aggressive disregard of the laws of this state; and

WHEREAS, this situation left unresolved might potentially deplete the states natural marine life resources in Sabine Lake and additionally cause the state to lose revenue dollars.

THEREFORE BE IT RESOLVED that the Legislature of Louisiana does hereby direct the Department of Wildlife and Fisheries to adopt rules regulating the placement of crab traps in Sabine Lake.

BE IT FURTHER RESOLVED that the rules shall only apply to Sabine Lake and shall at a minimum provide that: (1) No crab traps shall be located from one mile offshore to three hundred yards inside bayous and

H.C.R. NO. 95

ENROLLED

tributaries; (2) No two traps shall be closer than fifty yards in any direction;
and (3) Copies of the regulation shall be sent to the Cameron Parish
sheriff's office with request for assistance in enforcing this restriction.

SPEAKER OF THE HOUSE OF REPRESENTATIVES

PRESIDENT OF THE SENATE

**Randy
Roach**
REPRESENTATIVE DISTRICT 36

Lake Charles Office
P.O. Box 4983
Lake Charles, La. 70606
Phone: (318) 478-8551
Fax: (318) 478-5250

Cameron Office
Rt. 1, Box RR
Creole, La. 70632
Phone: (318) 542-4443
or - (800) 259-4443
Fax: (318) 542-4696



In - W & F Common -

Fax 504

Att: Susan

765-2607

Re:

Agenda - Intg - 09/07/95

Re Consider LCR 95

Shakes

1-800-259-4443

Letter from Rep. Roach to follow -

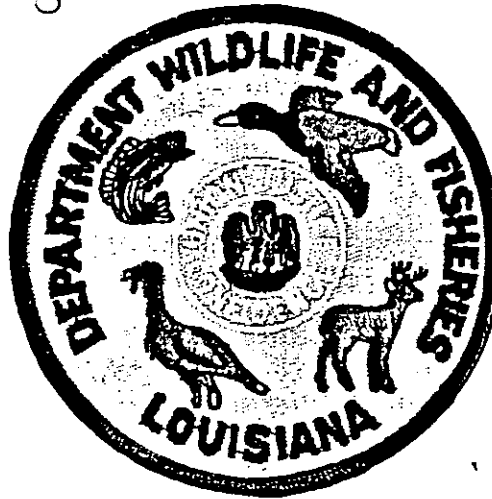
FAX TRANSMITTAL

TO: Myrna
Rep. Roach's Office

FAX# _____

FROM Susan

RE: Resolution + Declaration of
Emergency passed at the
August 9 Commission Meeting



DATE: 8/21/95

TIME SENT _____

FOR INFORMATION CALL (504) 765- 2806

OUR FAX # (504) 765-2607

PAGES TO FOLLOW 3

RESOLUTION

Re-Establishing the 1995/96 Oyster Season on
Calcasieu Lake and Sabine Lake Tonging Areas
Adopted by the
Louisiana Wildlife and Fisheries Commission
September 7, 1995

WHEREAS, R.S. 56:435.1(G) provides for the oyster season on Calcasieu Lake and Sabine Lake tonging areas, and

WHEREAS, the oyster resources on these reefs have been surveyed and the available supply and size variation are substantial, and

WHEREAS, several fishermen have expressed a desire to fish early and have an available market, and

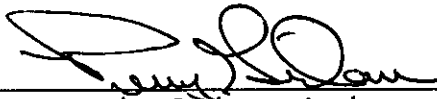
WHEREAS, the large remaining supply of oysters is the result of the health closure in November of 1994, and


THEREFORE BE IT RESOLVED, that the oyster season for Calcasieu Lake and Sabine Lake tonging areas has been reset to open one-half hour before sunrise on October 15, 1995 and will remain open until one-half hour after sunset on March 1, 1996 with the Secretary having the authority to extend to compensate for the health closure days, and

BE IT FURTHER RESOLVED, that the Secretary will also have the authority to take emergency action to reopen areas previously closed if the threat to the resource has ended, and

BE IT FURTHER RESOLVED, that the Secretary of the Department of Wildlife and Fisheries is authorized to take emergency action, if necessary, to close areas if oyster mortalities are occurring or to delay the season or close areas where significant spat catch has occurred with good probability of survival, or where it is found that there are excessive amounts of shell in seed oyster loads, and

BE IT FURTHER RESOLVED, notice of any opening, delaying or closing of a season will be made by public notice at least 72 hours prior to such action.


Perry Gisclair, Chairman
Wildlife and Fisheries Commission


Joe L. Herring, Secretary
Wildlife and Fisheries

DECLARATION OF EMERGENCY

Department of Wildlife and Fisheries Wildlife and Fisheries Commission

In accordance with the emergency provisions of the Administrative Procedure Act, R.S. 49:953(b) and 967, and under the authority of R.S. 56:433 and R.S. 56:435.1 notice is hereby given that the Secretary of the Department of Wildlife and Fisheries and the Wildlife and Fisheries Commission hereby declare:

1. The Calcasieu and Sabine Lake tonging area will open one-half hour before sunrise on October 15, 1995 and remain open until one-half hour after sunset on March 1, 1996 with the Secretary having the authority to extend to compensate for the health closure days.

2. The Secretary is authorized to take emergency action to reopen areas previously closed if the threat to the resource subsides.

3. The Secretary of the Department of Wildlife and Fisheries is authorized to take emergency action if necessary, to close areas if oyster mortalities are occurring or to delay the season or close areas where significant spat catch has occurred with good probability of survival, or where it is found that there are excessive amounts of shell in seed oyster loads.

4. Notice of any opening, delaying or closing of a season will be made by public notice at least 72 hours prior to such action.

Perry Gisclair
Chairman

DECLARATION OF EMERGENCY

Department of Wildlife and Fisheries Wildlife and Fisheries Commission

In accordance with the emergency provisions of the Administrative Procedure Act, R.S. 49:953(b) and 967, and under the authority of R.S. 56:433 and R.S. 56:435.1 notice is hereby given that the Secretary of the Department of Wildlife and Fisheries and the Wildlife and Fisheries Commission hereby declare:

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2. The Secretary is authorized to take emergency action to reopen areas previously closed if the threat to the resource subsides.

3. The Secretary of the Department of Wildlife and Fisheries is authorized to take emergency action if necessary, to close areas if oyster mortalities are occurring or to delay the season or close areas where significant spat catch has occurred with good probability of survival, or where it is found that there are excessive amounts of shell in seed oyster loads.

4. Notice of any opening, delaying or closing of a season will be made by public notice at least 72 hours prior to such action.

Perry Gisclair
Chairman

DATE	TIME
8-22-95	8:00
8/23/95	8:00
8/28	8:00
8-29	8:00

RESOLUTION

Re-Establishing the 1995/96 Oyster Season on
Calcasieu Lake and Sabine Lake Tonging Areas
Adopted by the
Louisiana Wildlife and Fisheries Commission
September 7, 1995

- WHEREAS, R.S. 56:435.1(G) provides for the oyster season on Calcasieu Lake and Sabine Lake tonging areas, and
- WHEREAS, the oyster resources on these reefs have been surveyed and the available supply and size variation are substantial, and
- WHEREAS, several fishermen have expressed a desire to fish early and have an available market, and
- WHEREAS, the large remaining supply of oysters is the result of the health closure in November of 1994, and
- THEREFORE BE IT RESOLVED, that the oyster season for Calcasieu Lake and Sabine Lake tonging areas has been reset ^{to open} for one-half hour before sunrise on October 15, 1995 and will remain open until one-half hour after sunset on March 1, 1996 with the Secretary having the authority to extend to compensate for the health closure days, and
- BE IT FURTHER RESOLVED, that the Secretary will also have the authority to take emergency action to reopen areas previously closed if the threat to the resource has ended, and
- BE IT FURTHER RESOLVED, that the Secretary of the Department of Wildlife and Fisheries is authorized to take emergency action, if necessary, to close areas if oyster mortalities are occurring or to delay the season or close areas where significant spat catch has occurred with good probability of survival, or where it is found that there are excessive amounts of shell in seed oyster loads, and
- BE IT FURTHER RESOLVED, notice of any opening, delaying or closing of a season will be made by public notice at least 72 hours prior to such action.

Perry Gisclair, Chairman
Wildlife and Fisheries Commission

Joe L. Herring, Secretary
Wildlife and Fisheries

CONCURRENCE

DATE

Perry Gisclair

8-17-95

Russell

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8-17-95

Perry

8/23/95

[Signature]

8/25/95

DECLARATION OF EMERGENCY

Department of Wildlife and Fisheries Wildlife and Fisheries Commission

In accordance with the emergency provisions of the Administrative Procedure Act, R.S. 49:953(b) and 967, and under the authority of R.S. 56:433 and R.S. 56:435.1 notice is hereby given that the Secretary of the Department of Wildlife and Fisheries and the Wildlife and Fisheries Commission hereby declare:

1. The Calcasieu and Sabine Lake tonging area will open one-half hour before sunrise on October 16, 1995 and remain open until one-half hour after sunset on March 1, 1996 with the Secretary having the authority to extend to compensate for the health closure days.

2. The Secretary is authorized to take emergency action to reopen areas previously closed if the threat to the resource subsides.

3. The Secretary of the Department of Wildlife and Fisheries is authorized to take emergency action if necessary, to close areas if oyster mortalities are occurring or to delay the season or close areas where significant spat catch has occurred with good probability of survival, ~~or where it is found that there are excessive amounts of shell in seed oyster leads.~~

4. Notice of any opening, delaying or closing of a season will be made by public notice at least 72 hours prior to such action.

Perry Gisclair
Chairman

DATE	TIME
8-22-95	KF
8/23/95	EF
8/28	EF

RESOLUTION

Re-Establishing the 1995/96 Oyster Season on
Calcasieu Lake and Sabine Lake Tonging Areas
Adopted by the
Louisiana Wildlife and Fisheries Commission
September 7, 1995

- WHEREAS, R.S. 56:435.1(G) provides for the oyster season on Calcasieu Lake and Sabine Lake tonging areas, and
- WHEREAS, the oyster resources on these reefs have been surveyed and the available supply and size variation are substantial, and
- WHEREAS, several fishermen have expressed a desire to fish early and have an available market, and
- WHEREAS, the large remaining supply of oysters is the result of the health closure in November of 1994, and
- THEREFORE BE IT RESOLVED, that the oyster season for Calcasieu Lake and Sabine Lake tonging areas has been reset ^{to open} for one-half hour before sunrise on October 16, 1995 and will remain open until one-half hour after sunset on March 1, 1996 with the Secretary having the authority to extend to compensate for the health closure days, and
- BE IT FURTHER RESOLVED, that the Secretary will also have the authority to take emergency action to reopen areas previously closed if the threat to the resource has ended, and
- BE IT FURTHER RESOLVED, that the Secretary of the Department of Wildlife and Fisheries is authorized to take emergency action, if necessary, to close areas if oyster mortalities are occurring or to delay the season or close areas where significant spat catch has occurred with good probability of survival, ~~or where it is found that there are excessive amounts of shell in seed oyster loads,~~ and
- BE IT FURTHER RESOLVED, notice of any opening, delaying or closing of a season will be made by public notice at least 72 hours prior to such action.

Perry Gisclair, Chairman
Wildlife and Fisheries Commission

CONCOUR
Perry Dya
Joe L. Herring, Secretary
Wildlife and Fisheries

DATE
8-17-95
8-17-95
8/23/95
8/25

Russel
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28n

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Perry Gisclair, Chairman
Wildlife and Fisheries Commission

Joe L. Herring, Secretary
Wildlife and Fisheries

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Department of Wildlife and Fisheries Wildlife and Fisheries Commission

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Perry Gisclair
Chairman

RUSSELL BADON
PRESIDENT
RAY CONNER
VICE PRESIDENT
EARNESTINE T. HORN
ADMINISTRATOR
BONNIE W. CONNER
SECRETARY-TREASURER

POLICE JURY
PARISH OF CAMERON
P. O. BOX 366
CAMERON, LOUISIANA 70631
318/775-5718

DISTRICT 1
RUSSELL BADON

DISTRICT 2
GEORGE HICKS

DISTRICT 3
A. BRENT NUNEE

DISTRICT 4
EQUAINE CONNER

DISTRICT 5
RAY CONNER

DISTRICT 6
GEORGE LOBORETT

September 5, 1995

Representative Randy Roach
P. O. Box 4983
Lake Charles, LA 70606

Dear Representative Roach:

The Cameron Parish Police Jury would like to request your assistance in having the Louisiana Wildlife and Fisheries Commission consider moving the starting date of oyster season up to October 20, 1995. This would allow the oystermen an extra 10 days of fishing. Of course, this request would be contingent upon the oysters being of good quality at this early date.

Any assistance you may offer will be greatly appreciated.

Sincerely yours,

Earnestine T. Horn
Earnestine T. Horn
ADMINISTRATOR

ETH/bc

Copies to:
1. Corby Perreault
2. All Comm members
3. John Perreault
4. Ron Dugas
[Signature]

RUSSELL BADON
PRESIDENT
RAY CONNER
VICE PRESIDENT
EARNESTINE T. HORN
ADMINISTRATOR
BONNIE W. CONNER
SECRETARY-TREASURER

POLICE JURY
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DISTRICT 1
RUSSELL BADON
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GEORGE HICKA
DISTRICT 3
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DISTRICT 4
EARNEST CONNER
DISTRICT 5
RAY CONNER
DISTRICT 6
GEORGE LEBRETT

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Earnestine T. Horn
ADMINISTRATOR

ETH/bc

Copies to:
1. Corby Perrot
2. All Comm members
3. John Perrot
4. Don Dwyer
[Signature]

E N F O R C E M E N T C A S E R E P O R T

AUGUST 1995

ENFORCEMENT CASE REPORT-AUGUST 1995

REGION I

TOTAL CASES-46

ENFORCEMENT-46

OTHER DIV. - 0

13-Boating

9-Angling W/O A License

1-Angling W/O A License Non-Resident

13-Fish W/O Resident Pole License

1-Fail To Have Commercial License In Possession

2-Sell And/Or buy Fish W/O Wholesale/Retail Dealer's License

1-DWI

2-Littering

4-Other Than Wildlife And Fisheries

CONFISCATIONS:

100 yards of gill netting

GRAND TOTAL OF EACH CATEGORY FOR REGION I:

13-Boating

25-Fishing

8-Misc.

Page (2)

REGION 2

TOTAL CASES-59

ENFORCEMENT-59

OTHER - 0

20-Boating

7-Angling W/o A License

1-Fish W/O Resident Pole License

1-Take Or Sell Commercial Fish Or Bait Species W/O Comm.
License

1-Sell And/Or Buy Fish W/O Wholesale/Retail Dealer's License

1-Transport W/O Required License

1-Not Abiding By Rules And Regs. On WMA

5-Operating Vehicle While Intoxicated

3-Littering

4-Other Than Wildlife And Fisheries

1-Reckless Operation Of A Vehicle

14-Violate Rules And Regs. Of Harvest of Sale Of Freshwater
Mussels

CONFISCATIONS:

49 mussels, 2 boats, 2 boat motors, 1 Eagle 7200 Depth Finder, 1
Set Dive Gear.

GRAND TOTAL OF EACH CATEGORY FOR REGION 2:

20-Boating

11-Fishing

14-Other

14-Mussel

Page (3)

REGION 3

ENFORCEMENT-55

TOTAL CASES-55

OTHER DIV. - 0

19-Boating

20-Angling W/O A License

3-Angling W/O A License Non-Resident

1-Use Gear W/O Recreational Gear License

5-Taking/Poss. Over Limit Or Undersized Freshwater Gamefish

2-Hunt Wild Quadrupeds And/Or Wild Birds Illegal Hours

1-Not Abiding By Rules And Regs. On WMA

2-Criminal Trespass On State Property

2-Littering

CONFISCATIONS:

2 guns, 14 black bass.

GRAND TOTAL OF EACH CATEGORY FOR REGION 3:

19-Boating

29-Fishing

2-Hunting

5-Misc.

Page (4)

REGION 4

TOTAL CASES-44

ENFORCEMENT-44

OTHER - 0

10-Boating

11-Angling W/O A License

7-Angling W/O a License Non-Resident

8-Fish W/O Resident Pole License

1-Not Abiding By Rules And Regs. On WMA

1-DWI

3-Violate Rules and Regs. Of Harvest Of Sale Of Freshwater
Mussels

3-Violate Rules And Regs. Of Harvest Reporting Req.

CONFISCATIONS:

10 crappie, 1-18 1/2" bass.

GRAND TOTAL OF EACH CATEGORY FOR REGION 4:

10-Boating

26-Fishing

1-WMA

7-Other

REGION 5

TOTAL CASES-230

ENFORCEMENT-221

OTHER - 9

100-Boating

47-Angling W/O A License

7-Angling W/o a License Non-Resident

2-Angling W/O Saltwater License

1-Take Or Possess Game Fish Illegally

3-Poss. O/L Of Red Drum

1-Take Illegal Size Black Bass

4-Take Or Poss. Undersized Drum

2-Take Or Sell Commercial Fish Or Bait Species W/O Comm. Lic.

3-Take Commercial Fish W/O Comm. Gear License

4-Take Or Poss. Commercial Fish W/O Vessel License

1-Transport W/O Required License

1-Leave Nets Unattended

1-Use Crab Traps W/O Required Markings

2-Destroy Legal Crab Traps Or Removing Contents

1-Set Crab Traps In Nav. Channels

1-Tending Crab Traps Illegal Hours

1-Failure To Mark/Tag Nets

2-Take/Possess Undersized Black Drum

1-Possess Or Sell Undersized Crabs

9-Butterflying In Closed Season

1-Fail To Tag Nets

3-Not Abiding By Alligator Rules And Regs.

REGION 5 CONT'D.

- 3-Take Alligators W/O License
- 3-Taking Or Possessing Alligators Closed Season
- 1-Possession Of Live MGB Illegally
- 8-Not Abiding By Rules And Regs. On WMA
- 7-Littering
- 10-Other Than Wildlife And Fisheries

CONFISCATIONS:

2 alligators, 3 boxes of crabs, 19 fish 3 geese.

GRAND TOTAL OF EACH CATEGORY FOR REGION 5:

- 100-Boating
- 95-Fishing
- 26-Hunting
- 10-Misc.

REGION 6

TOTAL CASES-139

ENFORCEMENT-139

OTHER - 0

61-Boating

22-Angling W/O A License

2-Angling W/O A License Non-Resident

8-Fish W/O Resident Pole License

1-Taking/Poss. Over Limit Or Undersized

10-Take Illegal Size Black Bass

1-Take Or Poss. Undersized Black Drum

1-Fail To Have Commercial License In Possession

1-Take/Poss. Undersize Cml. Finfish

1-Fail To Mark Softshell Crab Container Or Improper
Molting Stage

1-Fail To Comply With Quota Closure Spotted Sea Trout

2-Possess Or Sell Undersized Crabs

7-Hunting From Moving Vehicle And/Or Aircraft

7-Possess Firearms While Frogging

7-Hunt From Public Road Or Road Right-Of-Way

7-Hunt Rabbits Closed Season

CONFISCATIONS:

43 black bass, 59 sac-a-lait, 1 rabbit, 3 frogs, 5 rifles, 6 red
drum, 90 lbs. of crabs, 5 crates of crabs, 8 spotted sea trout,
18 mussels.

GRAND TOTAL OF EACH CATEGORY FOR REGION 6:

61-Boating 55-Fishing 28-Hunting

REGION 7

TOTAL CASES-140

ENFORCEMENT-136

OTHER DIV. - 4

30-Boating

29-Angling W/O A License

9-Angling W/O A License Non-Resident

6-Angling W/O Saltwater License Non-Resident

1-Take Or Poss. Game Fish Illegally

2-Sell And/Or Buy Fish W/O Wholesale/Retail Dealer's License

19-Fail To Maintain Records

2-Fail To Comply W/Gamefish Shipping Regs.

18-Buy Commercial Fish From Un-Lic. Fisherman

2-Fail To Comply W/Aquaculture Fish Regs.

1-Possess Or Sell Undersized Crabs

1-Failure To Tag Sacked Or Containerized Oysters

2-Taking Or Possessing Alligators Closed Season

3-DWI

1-License Fraud

CONFISCATIONS:

421 lbs. of crabs, 4 quarts of oysters.

GRAND TOTAL OF EACH CATEGORY FOR REGION 7:

30-Boating

104-Fishing

2-Hunting

4-Other

REGION 8

TOTAL CASES-311

ENFORCEMENT-287

OTHER DIV. 24

62-Boating

50-Angling W/O A License

13-Angling W/O A License Non-Resident

2-Use Gear W/O Recreational Gear License

1-Use Gear W/O Recreational Gear License Non-Resident

5-Angling W/O Saltwater License

7-Angling W/O Saltwater License Non-Resident

1-Take Or Poss. Game Fish Illegally

6-Taking/Poss. Over Limit Or Undersized Freshwater Gamefish

8-Poss. 10 Or More Red Drum

4-Poss. O/L Of Red Drum In Excess Of 27"

2-Take Or Poss. Undersized Red Drum

4-Take Or Poss. Undersized Spotted Sea Trout

2-Poss. O/L Spotted Sea Trout

1-Take Or Poss. O/L Black Drum

2-Not Abiding By Commission Rules Finfish

12-Trawling In Closed Season

9-Trawling Inside Waters W/Oversized Double Rigs

2-Butterflying In Closed Season

4-Fail To Comply W/Special Bait Dealers Permit Regs.

1-Fail To Pay Severance Tax

1-Not Abiding By Commission Rules And Regs. Comm.Finfish

1-Fail to Have Commercial License In Possession

REGION 8 CONT'D.

- 6-Take Or Sell Commercial Fish Or Bait Species W/O Comm. Lic.
- 7-Take Commercial Fish W/O Comm. Gear Lic.
- 12-Take Or Poss. Commercial Fish W/O Vessel Lic.
- 1-Sell And/Or Buy Fish W/O Wholesale/Retail Dealer's Lic.
- 4-Fail To Maintain Records
- 1-Transport W/O Required License
- 2-Illegal Use Of Monofilament
- 6-Leave Nets Unattended
- 1-Take/Poss. Undersized Cml. Finfish
- 1-Buy Commercial Fish From Un-Lic. Fisherman
- 4-Blocking Passage Of Fish
- 1-Use Crab Traps W/O Required Markings
- 1-Destroy Legal Crab Traps Or Removing Contents
- 1-Fail To Comply W/Permit Req.
- 1-Fail To Mark Containers
- 2-Fail To Comply With Quota Closure Of Spotted Sea Trout
- 3-Take/Possess Oysters W/O Oyster Harvester Lic.
- 1-Use Illegal Length Gill Nets-Saltwater
- 2-Failure To Mark/Tag Nets
- 3-Take/Possess Undersized Black Drum
- 13-Possess Or Sell Undersized Crabs
- 1-Commercial Truck W/O Display Of Owner Name & Address
- 1-Violation Of Mullet Regs.
- 4-Failure To Have Written Permission
- 3-Take Oysters Closed Season

Page (11)

- 1-Fail To Mark Oyster Lease While Harvesting
- 1-Unlawfully Stake Off Unleased Water Bottoms
- 1-Possess Live Wild Quadrupeds, Wild Birds W/O Permit
- 1-Possession Of Live Alligators W/O Permit
- 1-Illegal Possession Of Drugs Or Marijuana
- 4-Other Than Wildlife And Fisheries
- 3-License Fraud
- 1-Not Abiding By Rules And Regs. On WMA

CONFISCATIONS:

1,126 lbs. of shrimp sold for \$1,624.60, 606 catfish sold for \$181.80, 14 gill nets totalling 11,177 feet, 46 boxes of crabs, 1 alligator, 110 oysters released-to-water, 1 sea turtle, 1 squirrel.

GRAND TOTAL OF EACH CATEGORY FOR REGION 8:

- 61-Boating
- 108-Sport Fishing
- 79-Commercial Fishing
- 43-Trawling
- 9-Oyster
- 1-Alligator
- 8-Misc.
- 1-Hunting
- 1-WMA

REGION 9

TOTAL CASES-136

ENFORCEMENT-112

OTHER - 24

33-Boating

39-Angling W/O A License

4-Fish W/O Resident Pole License

10-Angling W/O Saltwater License

1-Taking/Poss. Over Limit Or Undersized Freshwater
Gamefish

6-Take Illegal Size Black Bass

2-Poss. O/L Of Red Drum

4-Take Or Poss Undersized Red Drum

4-Take Or Poss. Undersized Spotted Sea Trout

2-Take Or Poss. Undersized Black Drum

2-Angling W/O A License Non-Resident

1-Not Abiding By Commission Rules Finfish

3-Fail To Have Commercial License In Poss.

1-Take Or Sell Commercial Fish Or Bait Species W/O Comm. Lic.

4-Take Or Poss. Commercial Fish W/O Vessel Lic.

2-Fail To Maintain Records

1-Poss. Of Red Drum & Spotted Sea Trout

1-Take/Poss. Undersize Cml. Finfish

1-Destroy Legal Crab Traps Or Removing Contents

3-Tending Crab Traps Illegal Hours

3-Possess Or Sell Undersized Crabs

REGION 9 CONT'D.

- 1-Trawling In Closed Season
- 2-Butterflying In Closed Season
- 2 Use Skimmers In Closed Season
- 1-Public Intimidation
- 1-Obstruction Of Justice
- 1-Flight From An Officer

CONFISCATIONS:

460 lbs. of catfish sold for \$253.00, 13 black bass, 550 lbs. of crabs released-to-water, 18 speckled trout, 18 black drum, 3 snapper, 2 skimmer nets, 1 trawl net, 4 butterfly nets.

GRAND TOTAL OF EACH CATEGORY FOR REGION 9:

- 31-Boating
- 97-Fishing
- 5-Trawling
- 3-Misc.

Page (14)

S.W.E.P.

RUNNING HOURS-198

BOATS CHECKED-157

TOTAL CASES - 36

8-Trawling In Restricted Areas

2-Take Commercial Fish W/O A Commercial License

2-Allow Another To Use A Commercial License

2-Allow An Unlicensed Person To Operate A Commercial
Vessel

2-Allow An Unlicensed Person To Use Commercial Gear

1-No Boat Numbers

1-No Boat Registration In Possession

1-Angle W/O A License

1-Angle W/O A License Non-Resident

1-No Running Lights

10-No Basic Fishing License Non-Resident

5-No Saltwater License Non-Resident

CONFISCATIONS:

6,670 lbs. of shrimp sold for \$12,077.10.

OYSTER STRIKE FORCE

TOTAL CASES-49

12-Angle W/O Non-Resident License

6-Angle W/O Resident License

1-No Vessel License

18-Unlawfully Take Oysters From State Water Bottoms

1-Unlawfully Stake Off Unleased Water Bottoms

3-Fail To Complete Tags Correctly

1-Unregistered Motorboat

4-Possess Undersize Reef Fish

1-Possess Over Limit Red Snapper

1-Expired Drivers License

1-Careless Operation Of Motor Vehicle

CONFISCATIONS:

207 sacks of oysters returned-to-water, 7 red snapper, 1 gag grouper, 1 greater amberjack.

SPECIAL STRIKE FORCE

GRAND TOTAL-77

10-Boating

10-Angling W/O A License

1-Angling W/O A License Non-Resident

1-Angling W/O Saltwater License Non-Resident

1-Take Or Sell Commercial Fish Or Bait Species W/O Comm.Lic.

2-Take Or Poss. Commercial Fish W/O Vessel Lic.

1-Sell And/Or Buy Fish W/O Wholesale/Retail Dealer's Lic.

2-Leave Nets Unattended

2-Fail To Comply/Department Rules And Regs.

1-Failure To Mark/Tag Nets

3-Trawling In Closed Season

6-Trawl In Restricted Area

10-Butterflying In Closed Season

3-Harvest Oysters From Unmarked Lease

2-Taking Or Possessing Alligators Closed Season

6-DWI

7-Littering

10-Violate Rules And Regs. Of Harvest Report Req.

CONFISCATIONS:

8 commercial truck permits, 1 truck, 49 red snapper, 2 boats, 1 trailer, 1 outboard motor, 3 guns, 8 butterfly nets, 2 alligators, 25 marijuana plants, 28 mussels.

TOTAL CASES ENFORCEMENT-1123

TOTAL CASES OTHER DIV. - 100

TOTAL CASES S.W.E.P. - 36

GRAND TOTAL - 1259

TOTAL CASES SSFORCE-77

TOTAL CASES OSFORCE-49

GRAND TOTAL 126

January 1996

Sun	Mon	Tue	Wed	Thu	Fri	Sat
	1	2	3	4	5	6
7	8	9	10	11	12	13
14	15	16	17	18	19	20
21	22	23	24	25	26	27
28	29	30	31			

SCHEDULE FOR FINAL RULES TO BE PUBLISHED IN STATE REGISTER

SEPT-95	RULE - Bass Regulations - Atchafalaya Basin-Lake Verret Area
	RULE - Bass Regulations - John K. Kelly-Grand Bayou Reservoir
	RULE - Crawfishing Activities on Sherburne WMA
OCT-95	RULE - Daily Take, Possession & Size Limits Set by Commission, Reef Fish
NOV-95	RULE - Trail Rides on WMAs
	RULE - Possession of Potentially Dangerous Wild Quadrupeds
	RULE - Hunting of Turkeys for 1996

LOUISIANA DEPARTMENT OF WILDLIFE AND FISHERIES
CIVIL RESTITUTION ACTIVITY REPORT

DATE: 6-SEP-1995

CURRENT MONTH	FISCAL YEAR TO DATE	INCEPTION TO DATE
08/01/1995 TO 08/31/1995	07/01/1995 TO 08/31/1995	08/31/1995

ORIG RESTITUTION VALUES ENTERED
HEARING COSTS ASSESSED
SALE OF CONFISCATED COMMODS
SALES EXCEEDING RESTITUTION

# CASES	AMOUNT	# CASES	AMOUNT	# CASES	AMOUNT
46	\$17,425.17	46	\$17,425.17	2,591	\$1,732,019.01
0	\$0.00	0	\$0.00	32	\$800.00
0	\$0.00	0	\$0.00	331	\$269,865.45-
0	\$0.00	0	\$0.00	148	\$71,951.21

RESTITUTION ASSESSED

46	\$17,425.17	46	\$17,425.17	2,591	\$1,534,904.77
PAYMENTS					
DISCOUNTS FOR TIMELY PAYMENTS	27		\$9,027.82-	1,618	\$233,956.20-
OVERPAYMENTS	18		\$1,728.84-	978	\$110,977.06-
REFUND OF OVERPAYMENT	0		\$0.00	50	\$951.27
APPLIED OF CONFISCATED COMMODS	0		\$0.00	24	\$6,534.75
REFUND OF CONFISCATED COMMOD.	0		\$0.00	0	\$0.00
RETURNED CHECKS	0		\$0.00	8	\$38,771.35
MISC. ADJUSTMENTS	0		\$0.00	1	\$36.75
DEBITS	0		\$0.00	2	\$35.00
CREDITS	0		\$0.00	4	\$2.57-
REASSESSMENTS	0		\$0.00		
DEBITS	0		\$0.00	14	\$3,492.55
CREDITS	0		\$0.00	41	\$12,059.28-
WRITE-OFFS	7		\$0.14-	191	\$258,970.22-
ASSESSMENTS WITHDRAWN	0		\$0.00	6	\$1,399.24-
FOUND NOT RESPONSIBLE	0		\$0.00	7	\$16,769.95-
CASES VOIDED BY ENFORCEMENT	0		\$0.00	2	\$97.80-
** TOTAL OUTSTANDING				723	\$950,494.12

FOOTNOTE:

PAYMENTS FROM COLLECTION EFFORT
AMOUNT PAID TO COLLECTOR

2	\$40.00	2	\$40.00	36	\$10,640.13
	\$10.00		\$10.00		\$2,660.03

AGING OF SALE OF CONFISCATED COMMODITIES

AGING OF OUTSTANDING CASES

VIOLATION DATE UNKNOWN		CAN NOT BE INVOICED			
1 - 30 DAYS	0	\$0.00	1 - 30 DAYS	26	\$12,846.02
31 - 60 DAYS	1	\$61.20	31 - 60 DAYS	18	\$4,215.73
61 - 90 DAYS	8	\$8,558.81	61 - 90 DAYS	26	\$21,848.07
91 - 120 DAYS	7	\$6,014.10	91 - 90 DAYS	5	\$6,174.10
121 - 150 DAYS	37	\$22,852.45	121 - 120 DAYS	10	\$8,119.11
151 - 180 DAYS	9	\$25,016.80	121 - 150 DAYS	2	\$9,164.26
181 - 365 DAYS	9	\$23,412.30	151 - 180 DAYS	13	\$19,383.58
OVER ONE YEAR	44	\$27,855.35	181 - 365 DAYS	124	\$207,763.49
OVER TWO YEARS	75	\$61,028.50	CASES SENT FOR COLLECTION	12	\$13,547.68
OVER THREE YEARS	6	\$1,808.10	OVER 1 YEAR PENDING	0	\$0.00
	2	\$1,465.85	OVER 1 YEAR (OTHER)	487	\$647,432.08

** TOTAL AGING

198

\$178,073.46

** TOTAL AGING

723

\$950,494.12

LOUISIANA DEPARTMENT OF WILDLIFE AND FISHERIES
CLASS I ACTIVITY REPORT

DATE: 6-SEP-1995

CURRENT MONTH
08/01/1995 TO 08/31/1995FISCAL YEAR TO DATE
07/01/1995 TO 08/31/1995INCEPTION TO DATE
08/31/1995FINES
HEARING COSTS
DEBITS
CREDITS

TOTAL DUE

# CASES	AMOUNT	# CASES	AMOUNT	# CASES	AMOUNT
613	\$34,500.00	1,346	\$71,850.00	41,221	\$2,097,152.07
113	\$2,875.00	232	\$5,850.00	9,609	\$240,307.00
0	\$100.00-	0	\$100.00-	0	\$1,175.00-

	\$37,275.00		\$77,600.00		\$2,336,284.07

PAID IN FULL
PARTIAL PAYMENTS
OVERPAYMENTS
REFUNDS
RETURNED CHECKS
MISC CHANGES
DEBITS
CREDITS
ADJUSTMENTS TO VIOLATION
DEBITS
CREDITS
VOIDS
NOT GUILTY

TOTAL OUTSTANDING

AGING OF OUTSTANDING CASES
FROM CITATION DATE

0 - 30 DAYS	31 - 60 DAYS	61 - 90 DAYS	91 - 120 DAYS	121 - 150 DAYS	151 - 180 DAYS	181 - 365 DAYS	OVER 1 YEAR UNCOLLECTABLE	OVER 1 YEAR PENDING	OVER 1 YEAR (OTHER)
263	507	364	301	331	245	788	0	0	15,115
\$13,250.00	\$28,540.00	\$18,555.00	\$16,150.00	\$19,350.00	\$15,050.00	\$49,240.00	\$0.00	\$0.00	\$985,192.96

AGING OF OUTSTANDING CASES
FROM HEARING DATE

PRE HEARING	0 - 90 DAYS	91 - 180 DAYS	181 - 270 DAYS	271 - 365 DAYS	OVER 1 YEAR UNCOLLECTABLE	OVER 1 YEAR PENDING
1,150	2,613	385	114	1,367	0	0
\$61,295.00	\$137,970.00	\$26,040.00	\$5,650.00	\$86,311.00	\$0.00	\$0.00

\$1,144,752.96

State of Louisiana



Joe L. Herring
Secretary

Department of Wildlife and Fisheries
Post Office Box 98000
Baton Rouge, LA 70898-9000
(504) 765-2800

Edwin W. Edwards
Governor

September 1, 1995

MEMORANDUM:

TO: Joe L. Herring, Secretary

FROM: Lee Caubarreux, Assistant Secretary 

SUBJECT: Aviation Report - July 1995
Total hours listed are:

PILOT	TOTAL HOURS
G. Rackle	29.3
B. Stamey	16.0
M. Windham	2.2
D. Clause	30.3
TOTAL HOURS	77.80

PLANE	FLIGHT HOURS	ESTIMATED ¹ COST (TOTAL)	ACTUAL ² COST (TOTAL)	COMM. METHOD
N61092 Amphib	5.4	632.50	401.43	1,128.33
70365 Float-DC	30.3	2,794.57	1,664.02	3,973.54
N2576K Float-MW	13.0	1,671.41	1,115.14	
N9467Y 210	25.1	2,804.67	1,833.11	5,190.93
N223MS Partenavia	4.0	628.48	457.32	1,089.92
N57266 Aero Commander	0.0			
TOTALS	77.80	8,531.63	5,471.02	11,382.72

¹Estimated Cost is based on an historical average per flight hour.

²Actual Cost substitutes actual maintenance for the month for the average maintenance costs used in the previous figure. This is the only figure used in the calculation of estimated costs that varies significantly from month to month.

LGC:csg

cc: Debbie Unbehagen, Fiscal

JULY 1995

PLANE: N223MS (PARTENAVIA)				
DATE	PILOT	DESTINATION & PURPOSE	HOURS	PASSENGERS
07/11/95	STAMEY	BR→LOCAL→BR: SHERBURNE WMA, RED RIVER WMA, PHOTOS	2.9	J. EMFINGER
07/18/95	STAMEY	BR→HOUMA→BR: PICK UP C-210, DROP 5H P68C	1.1	-----
		TOTAL	4.0	
PLANE: N9467Y (210)				
DATE	PILOT	DESTINATION & PURPOSE	HOURS	PASSENGERS
07/19/95	STAMEY	BR→COASTAL ZONE→BR: LOOP PIPELINE	2.3	R. ALLEMAND
07/19/95	RACKLE	BR→ROCKEFELLER→COASTAL→NO: MOTTLED DUCK SURVEY	5.8	B. WILSON G. PERRY
07/20/95	RACKLE	NO→COASTAL→NO: COASTAL BROWN PELICAN	5.3	L. McNEASE
07/21/95	RACKLE	NO→COASTAL→NO: DNR PERMITS	1.5	R. LATAPIE
07/24/95	RACKLE	NO→BR: REPOSITION AIRCRAFT TO BR	.5	-----
07/25/95	STAMEY	BR→OPL→ALEX→OPL→BR: AQUATIC WEED SURVEY	6.8	C. DUGAS L. RICHARDSON M. LEATHERMAN
07/28/95	STAMEY	BR→LCH→BR: DREDGING SURVEY, CALCASIEU LAKE	2.9	F. DUNHAM J. LITTLE, DEQ
		TOTAL	25.1	
PLANE: N70365 (FLOAT-DC)				
DATE	PILOT	DESTINATION & PURPOSE	HOURS	PASSENGERS
07/01/95	CLAUDE	NI→FOURCHON, GOLDEN MEADOW→NI: WORK BLOCKING COMPLAINT	2.8	C. PITRE G. ADAMS
07/07/95	CLAUDE	NI→SOUND AREA→NI: SHRIMP, OYSTERS & SPORTS	2.4	P. BORDES
07/08/95	CLAUDE	NI→SOUND AREA→NI: SHRIMP, OYSTERS & SPORTS	2.1	P. BORDES
07/09/95	CLAUDE	NI→SOUND AREA→NI: SHRIMP, OYSTERS & SPORTS	2.3	P. BORDES

07/12/95	CLAUSE	NI→GRAND PASS AREA→NI: OYSTERS	3.2	F. TRAVIRCA
07/13/95	CLAUSE	NI→HOUMA AREA→NI: INSIDE TRAWLING	1.2	G. ADAMS C. PITRE
07/14/95	CLAUSE	NI→HOUMA AREA→NI: INSIDE TRAWLING	1.2	G. ADAMS C. PITRE
07/18/95	CLAUSE	NI→REG 8→NI: SMALL CATFISH & GILL NETS	2.7	T. ADAMS A. ADAM
07/19/95	CLAUSE	NI→REG 8→NI: OYSTER, GRAND PASS & MISSISSIPPI	3.1	F. TRAVIRCA P. DRURY
07/20/95	CLAUSE	NI→REG 8, EAST SIDE OF RIVER, GRAND PASS	5.0	P. DRURY F. TRAVIRCA
07/21/95	CLAUSE	NI→REG 8→NI: SMALL CATFISH & GILL NETS	4.3	A. ADAM T. ADAMS
		TOTAL	30.3	

PLANE: N61092 (AMPHIB)

DATE	PILOT	DESTINATION & PURPOSE	HOURS	PASSENGERS
07/03/95	RACKLE	NO→COASTAL→NO: SHRIMP CLOSURE DETERMINATION	2.6	C. PERRET B. SAVOIE J. BURDON
07/11/95	RACKLE	NO→MSY→MARINE LAB→COASTAL→NO: STATE DIRECTORS INSPECTION	2.1	C. PERRET V. MINTON, AL
07/13/95	RACKLE	NO→BR: MAINTENANCE & ENGINE CHANGE	.7	-----
		TOTAL	5.4	

PLANE: N2576K (FLOAT-MW)

DATE	PILOT	DESTINATION & PURPOSE	HOURS	PASSENGERS
07/12/95	RACKLE	NO→MARINE LAB→NO: MEEETING	2.4	C. PETTER V. MINTON G. MCCARTNEY
07/18/95	WINDHAM	NO→ATCH. DELTA→NO: 3D SEISMIC, SALVADOR WMA, ENFORCEMENT OVERVIEW	2.2	-----
07/22/95	RACKLE	NO→COASTAL→NO: OYSTER SEED GROUNDS SURVEY	1.2	C. PERRET

07/27/95	RACKLE	NO→ROCKEFELLER→MARSH ISLAND→ATCH. COASTAL→NO: CONSTRUCTION PROJECT	5.7	J. TARVER D. KROPOG
07/28/95	RACKLE	NO→COASTAL→NO: DNR PERMITS	1.5	K. KILGEN
		TOTAL	13.0	
PLANE: N25766 (AERO COMMANDER)				
DATE	PILOT	DESTINATION & PURPOSE	HOURS	PASSENGERS
		NO FLIGHTS		



STATE OF LOUISIANA
HOUSE OF REPRESENTATIVES

MITCHELL R. THERIOT

DISTRICT 64
August 14, 1995

P.O. BOX 308
LOCKPORT, LOUISIANA 70374
(504) 532-3608
1-800-259-3608

INSURANCE
TRANSPORTATION, HIGHWAYS
& PUBLIC WORKS

Mr. Perry Gisclair
141 West 139th St.
Cut Off, LA 70345

RE: 1 1/2 Inch Mesh

Dear Mr. Gisclair:

I am writing to express my concern regarding the 1 1/2 inch mesh requirement. It is my understanding that several law makers, including the author of the bill, have expressed their desire to repeal the statute.

I have been contacted by several fishermen who have tried to abide by the new requirement but cannot do so because of the short supply of material to make the nets. I have spoken to net shop owners in my district, and they have confirmed that they cannot obtain the material to make the nets.

The opening of the inshore season is rapidly approaching, and to fine these fisherman for a circumstance that is out of their control would be unjust. Most of these fishermen's annual salary is made during the upcoming season; we cannot ask them not to fish. I strongly urge the Wildlife and Fisheries enforcement division to take into consideration that the fisherman is not the one at fault for failing to have the proper mesh. I would suggest postponing the enforcement of this particular statute until such a time as the net shops receive the material and have a reasonable time to make the required netting.

I would request the Wildlife and Fisheries board to pass a resolution at its next meeting which would strongly urge its enforcement division to issue warnings during the upcoming shrimp season rather than citations.

Copy to:

1. All Commission Members
2. Don Puchner
3. Kirby Perret
4. John R. Rouse
5. Susan Hamilton ✓

AUG 15 95

August 14, 1995

Page 2

Thank you for your time and consideration with this matter. Should you have any questions, do not hesitate to call.

Cordially,

A handwritten signature in cursive script, appearing to read "Mitchell R. Theriot".

MITCHELL R. THERIOT

MRT/jmt

cc: Mr. Joe Herring



STATE OF LOUISIANA
HOUSE OF REPRESENTATIVES

COURTHOUSE BUILDING
P.O. BOX 1134
ABBEVILLE, LOUISIANA 70511-1134
(318) 893-5035

SAM THERIOT
DISTRICT 47

JUDY BROUSSARD, ADMINISTRATIVE ASSISTANT
NATURAL RESOURCES-CHAIRMAN

August 16, 1995

Wildlife & Fisheries Commission Members
Baton Rouge, La.

Dear Commission Members:

In 1993 the legislature in concert with the Shrimp Task Force attempted to address a shrimping problem regarding the inland mesh size to go into effect this fall. Attempting to do what is right our shrimpers have discovered through no fault of their own that the mesh size of their new nets is smaller than the law requires. Tolerating a 1/8 inch discrepancy is not asking too much until the legislature can adequately respond in a coming session. I would ask that you use your leadership with the department and its enforcement division to practice good judgment in the implementation of this new law until the matter can be further resolved.

Sincerely,

Representative Sam Theriot
Chairman House Natural Resources Committee

ST:jcb

SATURDAY, Baton Rouge, La. □ Saturday, August 26, 1995

Group OKs oyster-safety regulations

BY IKE FLORES
Associated Press writer

ORLANDO, Fla. — Regulations to protect a small group of high-risk consumers of raw oysters from illness and death were adopted Friday for the Gulf of Mexico's \$200 million oyster-harvesting industry.

The action came after three days of hard bargaining between the industry and state and federal public health regulators at the Interstate Shellfish Sanitation Conference in Orlando.

The set of safeguards — calling for refrigeration of oysters within certain time periods after harvesting — falls far short of the total harvesting ban called for by the Food and Drug Administration for the warm months of April through October.

A bacterium called vibrio vulnificus, harmless to most people, attacks a small number of people eating raw Gulf oysters. The FDA reports 10 to 15 deaths a year. Most of the victims have a weakened immune system, liver ailments, blood disorders or diabetes.

Cooking kills the bacterium, and refrigeration retards its growth.

The FDA and the industry have carried out an intensive education campaign, and some oyster fishermen and states had adopted their own safety measures within the past two years. But the FDA and public health groups did not consider that enough.

Oyster harvesters, processors and wholesalers

“Trying to deal with a personal health problem for a small minority is going to cost the industry millions of dollars.”

— Terry Backer, Conn. legislator and industry activist

had argued that there was no public health threat significant enough to warrant a ban. The FDA agreed to let the ISSC decide the issue.

“Trying to deal with a personal health problem for a small minority is going to cost the industry millions of dollars,” said Terry Backer, a Connecticut legislator and industry activist.

But he and most of the industry representatives went along with the agreement, adopted unanimously except for negative votes from ISSC delegates from Louisiana, Alabama and Mississippi.

Among those attending the conference and appealing for a harvesting ban was Vicki Peal of Fort Lauderdale, whose father died in 1993 after eating a dinner that included raw oysters.

She said the new regulations would help, but that they should have been put into effect 50 years ago. “More people are going to fall, I’m afraid.”

The regulation provides that oysters harvested

in water temperatures between 65 and 74 degrees must be refrigerated within 14 hours. Harvests from waters of 75-84 degrees must be refrigerated within 12 hours, and those taken in waters above 84 degrees, within six hours.

Mike Voisin of Houma, La., chairman of the Gulf Oyster Industry Council, said the set of restrictions “will be difficult for the industry to put in place.

But if it improves the safety of our product and the public’s willingness to return to the raw bars, it is probably in the best interest.”

He and others said, however, that educating the public — that small risk group — was the real key to protection.

The education campaign instituted by the FDA will continue.

The Gulf industry employs tens of thousands of people from harvesting through processing. Voisin said, and a harvesting ban for the warm summer months would have caused economic devastation. Louisiana is the largest harvesting state, with 5,000-6,000 fishermen representing about 60 percent of the industry.

Chris Nelson, of Bon Secour Fisheries in Bon Secour, Ala., told the conference that he deplored the mistrust which had developed among the federal and state agencies and the industry.

“We need a reasonable set of time and temperature controls,” he said.

“The industry is not entirely comfortable, but we did what we felt we had to.”

State of Louisiana



Joe Hawing
Secretary

Department of Wildlife and Fisheries
Post Office Box 98000
Baton Rouge, LA 70898-9000
504 765-2800

Edwin W. Edwards
Governor

Cathy
Put copies in
Comm Member
folder Room as
yesterday
JHE
Q

THE WHITE HOUSE

Office of the Press Secretary

For Immediate Release

August 3, 1995

**PRESIDENT CLINTON APPROVES \$53 MILLION IN EMERGENCY FUNDS FOR
FISHERMEN IN NORTHEAST, NORTHWEST AND GULF OF MEXICO
EMERGENCY FUNDS FOR OKLAHOMA**

The President made available \$53 million in emergency funds today to fishermen in the Northeast, the Northwest and the Gulf of Mexico

The assistance will be provided by the Commerce Department to fishermen and to fishery dependent businesses that have sustained heavy uninsured losses from the collapse of commercial fish stocks and other disasters

"I am taking this action today because fishermen in the Northeast the Northwest and the Gulf of Mexico have suffered millions of dollars in losses because the source of their livelihood fisheries resources -- has been disappearing the President said.

Fishing is critical to the economy and way of life of hundreds of communities in these regions of the country We need to respond to the needs of families and communities who have suffered losses, and we will do so

The \$53 million comes out of \$65 million that the 1993 Department of Defense Appropriations Act provided to the National Oceanic and Atmospheric Administration for fishery resource disasters The President previously made available the other \$12 million

Commerce Secretary Ronald Brown paved the way for today's release of the funds Using his authority under the Interjurisdictional Fisheries Act, he signed a Declaration of Fishery Disasters on July 11 for New England groundfish fisheries Pacific Northwest salmon fisheries, and the Gulf of Mexico fisheries

The funds that the President made available today will provide grants to persons who are engaged in commercial fisheries and who have suffered uninsured losses as a result of a fishery resource disaster

MORE

The President also made available today the following emergency funds that were appropriated in P L 104 19 the Emergency Supplemental Appropriations for Additional Disaster Assistance for Anti terrorism Initiatives for Assistance in the Recovery from the Tragedy that Occurred in Oklahoma City and Rescissions Act of 1995

Department of Justice, General Services Administration
Counter terrorism Fund/Salaries and expenses \$25 52 million

Department of Justice, Federal Bureau of Investigation, Salaries
and expenses \$27 94 million,

Federal Emergency Management Agency Disaster relief emergency
contingency fund \$3 275 billion and

The Judiciary Courts of Appeals District Courts, and other
Judicial Services Court security \$6 24 million

These funds will support emergency requirements resulting from the bombing in Oklahoma City enhanced anti terrorism efforts, and other disaster related needs. The Justice Department and Judiciary funds are available immediately the FEMA funds will be available on October 1

30 30 30

State of Louisiana



For Hearing
Secretary

Department of Wildlife and Fisheries
Post Office Box 98000
Baton Rouge, LA 70898-9000
(504) 765-2800

Edwin W. Edwards
Governor

Please find a
copy of the to
Glen Carver then
make copy of our
criminal records
folder (also cover) file
82245
our copy ~~also~~

Office of Fishery

[Signature]

An Equal Opportunity Employer

Louisiana Department of Wildlife and Fisheries

NEWS RELEASE

Joe L. Herring
Secretary



CONTACT
(504) 765-2923

95-204

9/1/95

SEPTEMBER WILDLIFE & FISHERIES COMMISSION MEETING SET

The Louisiana Wildlife and Fisheries Commission will conduct its next regular meeting at 10 a.m. on Thursday, Sept. 7, 1995, in the Louisiana Room of the Wildlife and Fisheries headquarters, 2000 Quail Dr., Baton Rouge.

The meeting is open to the public. The agenda follows.

1. Roll call.
2. Approval of minutes of Aug. 9, 1995.
3. Recognition to the Commission and the Department by the Bayou Bowhunters Association.
4. Declaration of Emergency: organized trail rides on wildlife management areas.
5. Ratification of rule: crawfishing activities on Sherburne Wildlife Management Area.
6. Declaration of Emergency: set fur harvest dates.
7. Ratification of rule: Atchafalaya River Basin and Lake Verret-Palourde Complex black bass regulations
8. Ratification of rule: black bass regulations on John K. Kelly-Grand Bayou Reservoir.
9. Reconsideration of rules and regulations in Sabine Lake (HCR 95).
10. Declaration of Emergency: spotted seatrout season dates.
11. Declaration of Emergency: re-setting 1995-96 oyster season in Calcasieu Lake and Sabine Lake tonging areas.
12. Enforcement report for August 1995.
13. Secretary's report to the Commission.
14. Set January 1996 meeting date.
15. Public comments.
16. Adjourn.

-30-

August 30, 1995

NEWS RELEASE

APPROVED: 

AGENDA FOR COMMISSION MEETING

The next regular public board meeting has been scheduled by the Commission for 10:00 A.M. on Thursday, September 7, 1995, in the Louisiana Room at the Wildlife and Fisheries Building, 2000 Quail Drive, Baton Rouge, LA.

1. Roll Call
2. Approval of Minutes of August 9, 1995
3. Recognition to the Commission and the Department by the Bayou Bowhunters Association
4. Declaration of Emergency - Organized Trail Rides on WMAs
5. Rule Ratification - Crawfishing Activities on Sherburne Wildlife Management Area
6. Declaration of Emergency Setting the Fur Harvest Dates
7. Rule Ratification - Black Bass Regulations - Atchafalaya River Basin and the Lake Verret-Palourde Complex (Discussion of Spotted Bass)
8. Rule Ratification - Black Bass Regulations - John K. Kelly-Grand Bayou Reservoir
9. Reconsideration of Rules and Regulations in Sabine Lake (HCR 95)
10. Spotted Seatrout Season Dates, Declaration of Emergency
11. Declaration of Emergency for Re-Setting 1995/96 Oyster Season in Calcasieu Lake and Sabine Lake Tonging Areas
12. Enforcement Report/August
13. Secretary's Report to the Commission
14. Set January 1996 Meeting Date
15. Public Comments
16. Adjourn

State of Louisiana



Joe L. Herring
Secretary

Department of Wildlife and Fisheries
Post Office Box 98000
Baton Rouge, LA 70898-9000
(504) 765-2800

Edwin W. Edwards
Governor

August 30, 1995

MEMORANDUM

TO: Chairman and Members of Commission
FROM: Joe L. Herring, Secretary
SUBJECT: September Board Meeting Agenda

The next regular public board meeting as set by the Commission will be held at 10:00 A.M. on Thursday, September 7, 1995, in the Louisiana Room at the Wildlife and Fisheries Building, 2000 Quail Drive, Baton Rouge, LA.

The following will be on the agenda:

1. Approval of August 9, 1995 Minutes
2. Recognition to the Commission and the Department by the Bayou Bowhunters Association

LEE CAUBARREAU

3. Declaration of Emergency - Organized Trail Rides on WMAs
4. Rule Ratification - Crawfishing Activities on Sherburne Wildlife Management Area
5. Declaration of Emergency Setting the Fur Harvest Dates

CORKY PERRET

6. Rule Ratification - Black Bass Regulations - Atchafalaya River Basin and the Lake Verret-Palourde Complex (Discussion of Spotted Bass)
7. Rule Ratification - Black Bass Regulations - John K. Kelly-Grand Bayou Reservoir

Page 2
Commission Meeting
August 30, 1995

8. Reconsideration of Rules and Regulations in Sabine Lake (HCR 95)
9. Spotted Seatrout Season Dates, Declaration of Emergency
10. Declaration of Emergency for Re-Setting 1995/96 Oyster Season in Calcasieu Lake and Sabine Lake Tonging Areas.

WINTON VIDRINE

11. Enforcement Report/August

JOE HERRING

12. Secretary's Report to the Commission
13. Set January 1996 Meeting Date
14. Public Comments

JLH:sch

C: Clyde Kimball
Fred Prejean
Lee Caubarreaux
Corky Perret
Don Puckett
John Medica
Division Chiefs

FAX TRANSMITTAL

TO: Perry Gisclair
Chairman
FAX# _____
FROM Susan Hawkins
RE: September Commission Agenda

Please review the attached agenda for the September 7
Commission Meeting and let me know if okay.

Thank you.

DATE: 8/29/95
TIME SENT _____
FOR INFORMATION CALL (504) 765-2806
OUR FAX # (504) 765-2607
PAGES TO FOLLOW 2

August 30, 1995

MEMORANDUM

TO: Chairman and Members of Commission

FROM: Joe L. Herring, Secretary

SUBJECT: September Board Meeting Agenda

The next regular public board meeting as set by the Commission will be held at 10:00 A.M. on Thursday, September 7, 1995, in the Louisiana Room at the Wildlife and Fisheries Building, 2000 Quail Drive, Baton Rouge, LA.

The following will be on the agenda:

1. Approval of August 9, 1995 Minutes
2. Recognition to the Commission and the Department by the Bayou Bowhunters Association

LEE CAUBARREAU

- . Declaration of Emergency - Organized Trail Rides on WMAs
- . Rule Ratification - Crawfishing Activities on Sherburne Wildlife Management Area
- . Declaration of Emergency Setting the Fur Harvest Dates

CORKY PERRET

- . Reconsideration of Rules and Regulations in Sabine Lake (HCR 95)
- . Rule Ratification - Black Bass Regulations - Atchafalaya River Basin and the Lake Verret-Palourde Complex
- . Rule Ratification - Black Bass Regulations - John K. Kelly-Grand Bayou Reservoir

- . Spotted Seatrout Season Dates, Declaration of Emergency
- . Declaration of Emergency for Re-Setting 1995/96 Oyster Season in Calcasieu Lake and Sabine Lake Tonging Areas.

WINTON VIDRINE

- . Enforcement Report/August

JOE HERRING

- . Secretary's Report to the Commission
- . Set January 1996 Meeting Date
- . Public Comments

JLH:sch

C: Clyde Kimball
Fred Prejean
Lee Caubarreux
Corky Perret
Don Puckett
John Medica
Division Chiefs

State of Louisiana



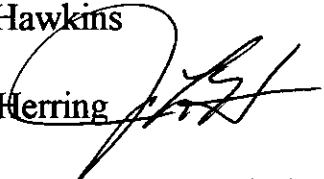
Joe L. Herring
Secretary

Department of Wildlife and Fisheries
Post Office Box 98000
Baton Rouge, LA 70898-9000
(504) 765-2800

Edwin W. Edwards
Governor

August 2, 1995

MEMORANDUM

TO: Susan Hawkins
FROM: Joe L. Herring 
RE: September LWF Commission Meeting

Susan, Mr. Russell Lantier, Bayou Bowhunters Association has asked to be put on the September Louisiana Wildlife and Fisheries Commission agenda for the purpose of recognizing the Commission and Department for their good work.

Thanks!

JLH/pc

C: Mr. Perry Gisclair
Chairman, LWFC

REC'D

AUG 03 95

OFFICE OF WILDLIFE
ASSISTANT SECRETARY

State of Louisiana



Joe L. Herring
Secretary

Department of Wildlife and Fisheries
Post Office Box 98000
Baton Rouge, LA 70898-9000
(504) 765-2800

Edwin W. Edwards
Governor

August 17, 1995

MEMORANDUM

TO: Susan Hawkins
FROM: Karen Foote, ^{KF} Marine Fisheries Division
RE: September commission meeting agenda

Please put the following items on the agenda for the September commission meeting:

1. Spotted Seatrout commercial season.
2. Declaration of Emergency for re-setting 1995-96 oyster season in Calcasieu Lake and Sabine Lake Tonging Areas.

Thank you for your assistance in this matter.

KF:jwa

cc: Corky Perret
John Roussel

State of Louisiana



Joe L. Herring
Secretary

Department of Wildlife and Fisheries
Post Office Box 98000
Baton Rouge, LA 70898-9000
(504) 765-2800

Edwin W. Edwards
Governor

August 2, 1995

MEMORANDUM

TO: Deputy Secretary, Undersecretary, Assistant Secretary-
Office of Wildlife, and Assistant Secretary-Office of
Fisheries

FROM: Joe L. Herring, Secretary *JLH*

SUBJECT: Commission Meeting Agenda - September 7, 1995

Please write on the bottom of this memo and return to Susan Hawkins by Wednesday, August 16th any agenda items your office may have for the Thursday, September 7th Commission Meeting to be held in Baton Rouge, Louisiana, at the Wildlife and Fisheries Building, 2000 Quail Drive. This meeting will begin at 10:00 a.m. on September 7th. If you do not have anything for the agenda, please return memo and indicate so on the bottom of this memo. We cannot add anything to the agenda that requires commission action after we have published the agenda in the state journal.

Resolutions and Notices of Intent should be included with the list of items to be placed on the agenda. Thank you for your cooperation!

JLH/sch

cc: Commissioners
Don Puckett
Bob Dennie
Winton Vidrine
Hugh Bateman
Johnnie Tarver
Bennie Fontenot
John Roussel
Wynnette Kees
Karl Turner

None - J.P.

REC'D

AUG 04 1995

OFFICE OF
MANAGEMENT & FINANCE

State of Louisiana



Joe L. Herring
Secretary

Department of Wildlife and Fisheries
Post Office Box 98000
Baton Rouge, LA 70898-9000
(504) 765-2800

Edwin W. Edwards
Governor

August 2, 1995

MEMORANDUM

TO: Deputy Secretary, Undersecretary, Assistant Secretary-Office of Wildlife, and Assistant Secretary-Office of Fisheries

FROM: Joe L. Herring, Secretary *JLH*

SUBJECT: Commission Meeting Agenda - September 7, 1995

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JLH/sch

cc: Commissioners
Don Puckett
Bob Dennie
Winton Vidrine
Hugh Bateman ✓
Johnnie Tarver
Bennie Fontenot
John Roussel
Wynnette Kees
Karl Turner

~~1) Ratification of Commission Permit~~
Regiment

1) Ratification of Rule pertaining to
Crawfish on Shreveport WMA - Tommy Puckett

2) Organized Trail Rides - DE

State of Louisiana



RECEIVED
AUG 0 3 95
FISHERIES

Joe L. Herring
Secretary

Department of Wildlife and Fisheries
Post Office Box 98000
Baton Rouge, LA 70898-9000
(504) 765-2800

Edwin W. Edwards
Governor

August 2, 1995

MEMORANDUM

TO: Deputy Secretary, Undersecretary, Assistant Secretary-
Office of Wildlife, and Assistant Secretary-Office of
Fisheries

FROM: Joe L. Herring, Secretary *[Signature]*

SUBJECT: Commission Meeting Agenda - September 7, 1995

Please write on the bottom of this memo and return to Susan Hawkins by Wednesday, August 16th any agenda items your office may have for the Thursday, September 7th Commission Meeting to be held in Baton Rouge, Louisiana, at the Wildlife and Fisheries Building, 2000 Quail Drive. This meeting will begin at 10:00 a.m. on September 7th. If you do not have anything for the agenda, please return memo and indicate so on the bottom of this memo. We cannot add anything to the agenda that requires commission action after we have published the agenda in the state journal.

Resolutions and Notices of Intent should be included with the list of items to be placed on the agenda. Thank you for your cooperation!

JLH/sch

August 16, 1995

cc: Commissioners
Don Puckett
Bob Dennie
Winton Vidrine
Hugh Bateman
Johnnie Tarver
Bennie Fontenot ✓
John Roussel
Wynnette Kees
Karl Turner

Dear Susan:

The following items should be on the agenda for the September meeting:

1. Rule ratification - Black Bass regulations-Atchafalaya River Basin and the Lake Verret-Palourde Complex
2. Rule ratification - Black Bass regulations-John K. Kelley-Grand Bayou Reservoir.

Thank you.

[Signature]

Bennie J. Fontenot, Jr.
Inland Fisheries Division

State of Louisiana



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Enforcement Report
W.V.

State of Louisiana



Joe L. Herring
Secretary

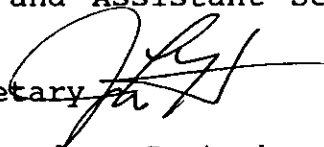
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